

The Gazette of And

EXTRAORDINARY,
JULY TO DECEMBER 1883.

13th July 1883-

*No. 2050.—Notification regarding four per cent. loan

No. 203.—Appoints Sir Aucland Colvin, K.C.M.G., B.C S., an Ordinary Member of Council of Govern and notifies that he assumed charge of his office

27th October 1883-

Notification regarding Guard of Honour on the occasion of the arrival of His Excellency the

7th December 1883-

4062





SUPPLEMENT TO

The Gazette of Andi

Nº 27.

CALCUTTA, SATURDAY, JULY 7, 1883.

OFFICIAL PAPERS.

A Supplement to the Gazette of India will be published from time to time, containing such Official information as the Government of India may deem to be of interest to the Public, and such as may useful

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THE GAZETTE OF INDIA	THE GAZETTE OF INDIA, JULY	PPLEMENT TO THE GAZETTE OF LUDIA, JULY 7, 1888
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GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

ABSTRACT OF THE PROCEEDINGS OF THE COUNCIL OF THE GOVERNMENT OF INDIA, ASSEMBLED FOR THE PURPOSE OF MAI LAWS AND REGULATIONS UNDER THE PROVISIONS OF THE ACT OF PARLIAMENT 24 & 25 VIC., CAP. 67.

The Council met at Government House, Simla, on Wednesday, June, 1883.

PRESENT:

His Excellency the Viceroy and Governor General of India, K.C. G.M.I.E., presiding.

His Honour the Lieutenant-Governor of the Panjáb, K.C.S.I., C.I.

His Excellency the Commander-in-Chief, G.C.B., C.I.E.

Major the Hon'ble E. Baring, R.A., C.S.I., C.I.E.

Lieutenant-General the Hon'ble T. F. Wilson, C.B., C.I.E.

The Hon'ble C. P. Ilbert, C.I.E.

The Hon'ble Sir S. C. Bayley, K.C.S.I., C.I.E.

The Hon'ble T. C. Hope, c.s.i., c.i.E.

The Hon'ble W. W. Hunter, LL.D., C.I.E.

The Hon'ble J. W. Quinton.

The Hon'ble D. G. Barkley.

CENTRAL PROVINCES TENANCY BILL.

The Hon'ble Mr. Ilbert moved that the Reports of the S mittee on the Bill to consolidate and amend the law relating to A Tenancies in the Central Provinces be taken into consideration. He

"It appears to be my fate just at present to act as foster-father Bills. The calamity which called away Sir Steuart Bayley to Haida February last placed me in temporary charge of the Bengal Tenan the accident which called away my friend Mr. Charles Crosthwaite to Burma has now placed me in charge of the Central Provinces Tenan I am anxious to define the precise relationship in which I stand to this because it is important to bear in mind that it is essentially a local Bill, by officers of local experience with special reference to local circumstant local requirements. It was originally drawn by Mr. Jones, now Chi missioner of the Central Provinces, under instructions which were him as long ago as 1873. It was introduced into this Council in 188 friend Mr. Charles Grant, who, before he became Secretary in the Department, had a long connexion with the Central Provinces as Distri and Judicial Commissioner, acted at one time as Chief Commission well known as the Editor of the Central Provinces Gazetteer. After its tion it was referred by the late Chief Commissioner for the conside a local committee, consisting of Messrs. Crosthwaite, Neill and Chish materially altered it, and in its altered form it was placed in the Mr. Crosthwaite, then an Additional Member of this Council. O is its present form, Mr. Crosthwaite has more claims than anyone considered the author, and it substantially embodies the views and o the late Chief Commissioner, and of the local committee appointed l

"Mr. Crosthwaite was kind enough to prepare for me, before Burma, a careful note of what he had intended to say on the present and in the explanations which I now have to offer I shall draw fremote."

subject-matter of the Bill is difficult and complicated, and I am t I shall not be able to make intelligible to the Council the 'modifi-hich we propose to make in the system of land-tenure' in the Central without giving some account of the system which we found when we those provinces and of the system which we established after taking

e territories which now make up the Central Provinces were acquired itish Government at different times and from different quarters, and, had passed under British rule, they remained for some time under alministrations. The Ságar and Narbada territories were ceded partly ishwa in 1817 and partly by the Nágpur Rájá in 1818; the Nágpur was ceded as a whole in 1853, small portions of it having been under the since 1817; all these territories were combined under the name entral Provinces, and placed under a Chief Commissioner in 1861; was added to them in 1862, and Nimár in 1864. The Ságar and erritories had been for some time attached to the North-Western Prov-Sambalpur and Nimár had been directly or indirectly under British tion for many years before they were made part of the Central Prov-

ight be expected that the land and revenue systems of territories different histories and antecedents would present great and radical s. As a matter of fact, however, this is not the case. 'The study ect to which I have in the course of my present work been compelled, resent Chief Commissioner in a note which he wrote on this Bill in convinced me that, in order to a right understanding of the tenures ent parts of the Province, we must begin by recognizing their original Diversity, at the present day, there no doubt is, but it is a diversity crisen, not from original and inherent difference, but from the fact te recent times—and in the Central Provinces everything is youthful diverse influences have impressed themselves upon systems which essential respects the same. The position which I would lay down t, speaking broadly, identical revenue-systems prevailed in all the which these Provinces are composed at the time when they severally er our rule or influence, and that all the differences which they at are due, first, to the diverse trainings and prepossessions of the offiough whom we administered them; secondly, to difference in the restems which those officers looked to as models; and, thirdly, to the f time during which the two preceding conditions have been operating; I would affirm that such differences as exist are of our own creation. he explanation of this substantial identity underlying superficial differsimple. The Mahratta harrow had passed over the whole of these . es and had gone a long way towards reducing them, for revenue-purposes, ead-level of uniformity.

That then was the Mahratta revenue-system? Its fundamental principles cording to Mr. Jones, be summed up in the following four proposi-

- -Settlements are annual or for very short terms.
- -Cultivators pay revenue, not rent, and competition rents are therefore unknown.
- 1.—Headmen of villages, or the persons or bodies whom we should regard as possessing rights approximating to proprietary rights, are, in respect of raiyats' lands, office-holders and managers.
- -No rights are allowed to grow up by prescription or otherwise, the effect of which would be to limit the power of the Government to raise a maximum revenue from the land.

essence of the system appears to have consisted in constant revisions mue-assessments, with the view of maintaining them at the highest, rel, and thus preventing the growth of middlemen with rights and intermediate between the Government and the cultivator.

- "Property in land was not recognized, but every cultivator was entitled to hold his land as long as he paid the share of the Government revenue apportioned to it. The Central Government fixed annually the sum which each pargana or revenue sub-division was to pay. The apportionment of the revenue on the several villages was made by the pargana officers in consultation with the headmen or patels of villages, who assembled at the pargana head-quarters for this purpose. When the assessment of each village had been settled, the patels returned each to his own village, and the share to be paid by each cultivator was made known to him.
- · "The manner in which the detailed assessments were made is interesting and curious, and arose, no doubt, out of the habit of the Mahratta Government of not fixing its revenue until late on in the agricultural year. The usual practice of the Nagpur Government was to announce its assessments about the month of August, when the character of the rains and the probable quality of the harvest were known. Here, however, as elsewhere in India, the agricultural year begins about June, and that is the time when the annual settlements between the Government agent and the raiyats, would generally be made. But, as the amount which each raiyat would have to pay depended entirely on the amount of the Government assessment, which in June was an unknown quantity, an ingenious method of meeting the difficulty was devised. The patel and the cultivators, acting as a body bound together by the tie of one common responsibility for the payment of the revenue assessed on their village, divided the cultivated lands into two classes. In one class they ranked the very inferior soils, which could not bear more than a very small rent; and these they assessed at a fixed money rent with respect to the quality of the soil and the ruling prices of produce. In the second class they placed the better soils which, after paying the cost of cultivation, left a considerable margin of profit, sufficient to bear the possible fluctuations in the Government demand. Fields of this class were not assessed at any fixed rate, but the joint liability for the Government revenue on the whole village being taken, say, at a hundred shares, each of these fields was rated as equal to so many shares of the whole. Thus, each individual cultivator knew that he would have to pay a fixed unalterable sum for his bad lands, and that on account of his good lands he was liable to pay a certain fraction of the Government revenue, whatever that might be. This classification and valuation of fields was made annually, with a view to meeting the changes in the condition not only of the fields but of the raivats themselves. Impartiality in the distribution of the revenue was secured by the rule of joint responsibility. If the revenue imposed on any individual could not be recovered from him, the deficiency was not remitted, but was made good by the imposition of an additional rate on all the others. Thus, there was given not only a great incitement to fair and just dealing, but a considerable stimulus to mutual help and co-operation.
- "This system is described by Sir R. Jenkins, who was Resident at Nágpur in 1827, as existing in his time, and the sketch of it which I have given, and which is taken mainly from his well-known report on the territories of Nágpur, appears to show clearly that under the old constitution of the country there was no such thing as a landlord or tenant in our sense of the word, that rent was unknown, and that such things as revenue-rates or rent-rates had no existence at all.
 - "However, even during the period of Native rule, influences were at work which tended to subvert the ancient order of things. During the decline of the Bhonsla power, the State imposed revenues higher than the people could easily pay, and resorted to the abuse of farming the villages to the patéls or village-headmen, and leaving them to collect what they could from the people. This abuse tended to place the patél in a position of greater supremacy, and to give him powers which were capable of developing into proprietary rights. Here, as elsewhere, the transition from a collector of revenue to a farmer of revenue, and from a farmer of revenue to a receiver of rents, was easy and natural.
 - "This, then, was, roughly speaking, the state of things which we found in existence when we took over the several territories which make up the Central

Provinces. What modifications did we introduce into it? To answer this question, I shall quote again from Mr. Jones' note:—

'The history of our dealings with the different parts of the Province as we successively acquired them is, in almost every case, the same. We first made one or more severe settlements for short terms, then tried experiments in farming, interfering a good deal in a patriarchal way between patels and cultivators, sometimes resorting to kham management, and finally made up our minds to long settlements at reduced jamas. These long settlements—I do not here refer to their effect on the prosperity of the agricultural classes—were the great turning-point in the revenue-history of the Province, and to them every change by which the Native revenue-system was modified, and at last superseded, may be traced.

'The chief immediate effect of the long settlements was to sever the mutual inter-dependence of the amount of cultivator's payments and the Government demand. The patel became the malguzar, and was no longer restricted, either by theory or in practice, from demanding routs disproportionate to the jama which he had to pay out of them. Cultivators began to pay rent instead of revenue, and the question arose whether málguzárs could not enhance during the currency of a settlement, irrespective of increase of cultivation; in other words, whether Government had not delegated to them the right, which it would (had the long settlement not been made) have itself exercised, of from time to time raising its revenue by enhancing the payments of cultivators. In the case of the earlier settlements, there can be no doubt that the intention of the officers who made them was that the rents paid at the time of settlement should not be enhanced during the settlement; but in the case of the later settlements the point is not so clear, except where, for instance, in Nimar, the training and prepossessions of local officers led to an unhesitating acceptance of the alternative most favourable to the cultivator. This much, however, is quite clear, that, whether malguzars were regarded by the officers of the day as having a right to raise rent during the currency of a settlement or not, they did not themselves feel confident of having this right, and never exer-They could not all at once shake themselves free of the idea that cultivators could not be asked to pay more than the Government revenue. The position, therefore, at the close of the period preceding the regular settlement was this, that cultivators paid rent and that there was no restriction in the amount of rent which new cultivators might pay, but that rents fixed at the commencement of a settlement remained in practice unaltered to its close.

'The acquisition by malguzars of the right to demand rent as distinguished from revenue, and of the theoretical power of raising rent during the currency of a settlement, brought in its train other fundamental changes by which the other roots of the Native revenue-system were torn up, for,—

'first, malguzars, having always been accustomed to eject in the interest of the Government tenants who would not pay the quotum of revenue demanded from them, began now, by an easy transition, to think themselves entitled to eject in their own interest tenants who refused to pay the rent demanded of them; and,

'secondly, the resulting tendency to an increased exercise of the power of ejectment being strongly opposed by the sentiment of the people, a limitation was placed upon it by the introduction of a novel distinction between old and new cultivators, and the recognition of a specific right of occupancy in the latter.

'The change from the Native system of revenue-administration was thus completed. Not one of the principles enumerated in paragraph 4' (these are the four principles which I have already mentioned) 'remained intact. Short annual settlements had given way to settlements for long terms; cultivators' payments had become rents; the power of fixing them having been resigned by the State in favour of málguzárs; the latter had acquired rights which made their position approximate more to that of proprietors than of mere office-holders; and, lastly, one class of tenants, the occupancy-class, had been allowed to participate in the full rent of their lands, or, in other words, to acquire rights which conflicted with the right of the State to realize a maximum revenue from the land.

'But although the Native revenue-system had thus been uprooted in theory, it had not, at the time when regular settlements began, lost its hold on the people, even in those parts of the province where it had been longest exposed to hostile influences. The tenant would not believe that the State had handed him over to the malguzar; would not understand that his rent was to be disproportionate to the Government-demand; wanted it lowered when the Government-demand was lowered, and looked upon the settlement parchas as leases from Government. His views on the subject of ejectment were not announced with great distinctness, because, at the period I am speaking of, he did not understand the new motive which the malguzar had for ejecting him. Ejectments with the object of increasing a rent-roll had not then been much resorted to, and District-officers were apt to use their influence in protecting tenants when necessary.'

"Under these circumstances, and at a time when most of the current settlements for the Central Provinces were in course of being made, Act X of 1859 was extended to those provinces. The exact, date of its extension is the 2nd March, 1864. This famous Act, with the main provisions of which the members of this Council have only too good reason to be acquainted, was, as we are all

aware, framed with a view to the special circumstances of Bengal, and it was applied to the Central Provnees, not because it was held to be suited to their circumstances and conditions, but because a law of some kind was wanted, more to regulate matters of procedure than to settle questions of right, and Act X of 1859 was the only law ready to hand. It was, in fact, avowedly introduced as a mere temporary makeshift, and it was never intended to remain in permanent operation.

' First of all.'

writes Mr. Jones in the note from which I have already quoted at such length, 'I would correct an impression, which I believe is prevalent among Revenue-officers in the Central Provinces, that, when Act X was introduced, the applicability of those parts of it which contain substantive law was considered, and that the relations between landlord and tenant which the Act lays down or assumes were then, after discussion, held to be suitable to the circumstances of the Province. Nothing can be further from the truth. In the correspondence which preceded the introduction of the Act, those parts of it which contain substantive law are only casually referred to, and attention was directed, almost exclusively, to the sections which confer jurisdiction and supply a procedure. The fact is, that the substantive provisions of the Act, coinciding, as they did, with the views which had gained acceptance among the officers by whom the greater part of the Province was administered before its formation, with theories held in the North-Western Provinces, and with the English ideas then prevalent, were not deemed to require discussion at all, and the Act was introduced with the sole object of rounding off the corners of the system of procedure previously applicable to civil and revenue suits. In the Sagar and Narbada territories there had been a special code of procedure for revenue-suits, and, in the Nagpur Province, Act X suits had been dealt with as summary suits under Regulation VIII of 1831. Act X simply abolished these procedures, and no one has any right to suppose that the assumptions regarding the relations of landlords and tenants which underlie its provisions received any new support or confirmation at the time, and by the fact, of its introduction.'

"The provisional character of the law thus introduced, and the necessity of modifying it for the purpose of making it even temporarily applicable to the circumstances to which it was applied, are fully recognized in the circular instructions which were issued to Settlement-officers shortly after its introduction. The most important of these circulars is one which was issued on the 27th of March, 1865, and which is, I believe, well known among Revenue-officers as Circular G. I refer to it because it appears to be the basis of the distinction, which is recognized and confirmed by the Bill, between absolute occupancy-tenants and other occupancy-tenants who have up to this time been, for reasons which I shall explain, commonly known as conditional occupancy-tenants.

"The first class, that of absolute occupancy-tenants, was created at the time of settlement, and comprises, as I understand, all the old substantial resident cultivators who then existed. They were termed absolute occupancy-tenants because their rights were recognized on grounds other than those mentioned in Act X, and were not conditional on the retention of that Act as part of the law of the Provinces. The tenants entered in this class were men whose rights in the soil were admitted without reservation by all parties. Into this class were swept all those who had long connection with the village, who had dug wells, planted groves, or otherwise improved their lands. The form in which their rights should be declared was considered by the Government in 1868, and it was then decided—

- (a) that their rents should be fixed for the term of settlement, now and hereafter;
- (b) that their tenure should descend as land;
- (c) that they might sub-let or mortgage, and might sell subject to a right of pre-emption at five years' rent or the payment of one year's rent as a fine to the malguzar.

"These conditions were accordingly embodied in the village-administration papers, and were in this manner made binding as between the malguzar and the tenant."

"The other class of occupancy-tenants are those who owe their rights to the twelve years' rule embodied in Act X of 1859. With respect to this class, the officers of the Settlement Department were instructed by Circular G to make it clear to all parties that any record of occupancy-right

based solely upon possession for 12 years is made subject to any future alteration of the law.' It is in consequence of this saving clause that tenants obelonging to this class are often spoken of as conditional occupancy-tenants. They hold from father to son, and are, under the law as it stands, liable to enhancement of rent only on the grounds specified in section 17 of Act X of 1859, that is to say, on the ground either that the rents are below the rates prevailing in the neighbourhood; that there has been an increase in the value of the produce or of the productive power of the holding; or that there has been an increase in the area of the holding.

"The circumstances of Chánda, Nimár and Sambalpur were found to require special and exceptional treatment, and in those three districts the settlement which was effected was, in point of fact, a raiyatwárí settlement. The rights of tenants in Chánda and Nimár are at present determined under a resolution of the Government of India, dated the 21st of June, 1865. Under this resolution, all tenants who held land (other than sír land) on that date, and all tenants who might take up land after that date without a written lease, became occupancy-tenants, and were declared to hold on a tenure which was described as "the customary tenure," and the main incidents of which are as follows:—

"i.-It is heritable, both lineally and collaterally.

- "ii.—The right is transferable to a co-sharer by inheritance or to an heir-expectant.
- "iii.—If the rent was fixed by a Settlement-officer before the date of the resolution, it is to remain fixed during the term of settlement. Otherwise the landlord can apply once, and once only, during the term of settlement to enhance the rent up to the maximum rate recorded for the class of soil held by the tenant.
- "iv.—The tenant has the right to improve.
- "v.—The power of sub-letting is restricted.

"All the land in Nimár and, practically, all the land in Chánda appears from recent returns to be held by tenants who are described either as absolute or as conditional occupancy-tenants.

"In the case of Sambalpur, the Government of India intervened before proprietary rights were conferred or recognized as existing in any person between the State and the cultivator, and decided that the village headman or gaontia was to be the proprietor only of his sir or bhôgra land, and was to have the right of collecting the revenue and managing the village; that the persons (if any) holding sir land under him were to be his tenants-at-will; that during the term of settlement he was to have the privilege of creating raiyats on waste land, and that the revenue thence derived was to be his during that term, but that he was not to charge them more than the village-rates as fixed at the time of settlement. All other raiyats are Government raiyats, paying revenue and not rent, and not liable to eviction except for non-payment of revenue.

"I have dwelt on these particulars, at the risk of being tedious, because they explain the special references in the Bill to Chánda, Nimár and Sambalpur, and show that what might otherwise appear to be arbitrary differences of treatment are due to the desire to make no greater alteration than is necessary in the existing state of things.

"The broad result is that, subject to the special peculiarities which I have noticed, the tenantry of the Central Provinces may at present be divided into three classes, namely:—

"i.-Absolute occupancy-tenants.

"ii.—Occupancy or conditional occupancy-tenants.

"iii.—Ordinary tenants not protected by any special provision of the law or entry on the village-papers.

"I understand that about 37 per cent. of the total number of tenants have occupancy-rights, and it appears from some returns which have been recently

laid before the Select Committee that about 7-12ths of the total acreage under cultivation is held either by absolute or by conditional occupancy-tenants.*

"These, then, are the circumstances with which we have to deal. We found a body of cultivators paying revenue to the State through their village-headmen. Under, and for the purposes of, the revenue-system which we introduced, we converted the headmen into proprietors or landlords, the cultivators into their tenants, and the payments made by the cultivators into rent. We took a man who had no motive but to make a fair apportionment of the State demand and who, even after he became a contractor for, or a farmer of, that demand, did not conceive that he could reap a legitimate profit by enhancing the rents of the raiyat; we took this man and made him proprietor of the soil. We made the Government raiyats his tenants, and we gave him a legal power to raise his rents and at the same time a motive for exercising that power. Instead of using our utmost endeavours to squeeze out of him every penny which he could succeed in extracting by fair means or foul from the cultivator of the soil, we reduced his revenue-assessments to such a level as left him a substantial margin of profit; and we secured him in the enjoyment of this margin for a long term of years. Thus, whereas in the earlier settlements of Hoshangabad we took 85 per cent. from the málguzár, leaving him only 15 per cent. for expenses of collection, we reduced the amount thus taken to 66 per cent. in 1838, when a twenty years' settlement was made, and we further reduced it to 50 per cent. in 1864, which was the date of the last settlement. We saw, indeed, that the changes which we had introduced would tend to benefit the new proprietary class unduly at the expense of the cultivators, and we endeavoured to give the latter some kind of protection, partly by means of a law which, having been framed for a widely different set of conditions, was applied as a temporary makeshift to the Central Provinces, but mainly by means of stipulations and declarations inserted in the settlement-records. But we always recognized the imperfect, provisional and transitory nature of the arrangements thus

"Under these circumstances, there will be little dispute either as to the necessity for legislation, or as to the main principles on which legislation should proceed.

"The necessity for legislation was recognized as long ago as 1873, when Mr. Jones, now Chief Commissioner, was entrusted with the duty of framing a suitable law for regulating the relation of landlord and tenant in the Central Provinces.

"And as to the principles of legislation, it is clear that we must not allow what was intended to be a boon to the immediate revenue-payers to be a curse to those from whom the revenue is ultimately derived. In giving the proprietary right to one class, the Government neither intended nor had a right to injure the status of another and much larger class; and if it is found that the change which we have introduced has injured that status, we are not only justified in devising, but bound to devise, measures for remedying that evil. Our object then should be to protect the tenant, so far as it is practicable to protect him, by legislation, and the only question is what form that protection should take. For the purpose of explaining the proposals made by the Bill with this object, I will remind you of the several classes of tenants with whom we have to deal, and will show how the Bill proposes to deal with each.

"There are, as I have said, in the existing state of things, three main classes of tenants—absolute occupancy-tenants, conditional occupancy-tenants, and a third class who are usually described as tenants-at-will, and who are in fact given no special protection by the law. The Bill recognizes these three

ALCOHOL: T	rea of absolute occupancy-tenants, heldings b, conditional do do do.		•••	 Acres. 3,232,173
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	rea held by other tenants	cupancy-tena	unts	 5,336,014

classes, and adds to them a fourth, that of sub-tenants, whom, however, it treats very curtly.

"The absolute occupancy-tenant is left by the Bill very much as he stands under the existing record-of-rights. His rent is fixed for the term of settlement, and cannot be altered during that time, except on the ground of an improvement made by the landlord or of a material increase, diminution or deterioration of his holding. He cannot be ejected. His rights are heritable, and are transferable subject to certain restrictions which I will mention. In the first draft of the Bill it was proposed to deprive absolute occupancy-tenants of the power of transfer, on the ground that, by leading them into debt, it was proving their destruction. There is, no doubt, much to be said for this view, but I think that the more powerful arguments are against it. The rights conferred on these tenants at settlement were made part and parcel of the settlementcontract in order to remove them, if possible, from the field of legislation. Their holdings have in not a few instances changed hands, and the purchasers have acted on the understanding that they had bought a marketable commodity. It may be that the improvident have lost their lands, but those who remain are presumably the more prudent and thrifty of their class, and are not likely to appreciate an interference which will undoubtedly lessen the value of their property. Moreover, I am myself somewhat sceptical about the possibility of preventing the transfer of rights of this kind when they once have been placed on a secure legal basis.

"Accordingly, the Bill allows the absolute occupancy-tenant to transfer his rights, but his power of transfer is not altogether unfettered.

"Under the settlement-rules, the tenant of this class had an unlimited power of mortgage; but, if he sold his tenure, the landlord had a right either to claim a fine or to buy the tenure at a fixed price. We found it very difficult to express the exact conditions laid down by the settlement; and we have altered them in two directions. On the one hand, in the interest of the landlord, we have treated a mortgage above a certain value as equivalent to a sale; on the other, in the interest of the tenants, we have abolished the fixed price at which the landlord might under the settlement-rules claim to buy, and have left the price to be equitably determined in each case by a Revenue-officer.

"Some objections have been raised on behalf of the landlords to this change. But I think a consideration of the section (38) will show that what we have done is, on the whole, the fairest way of dealing with the matter. As the right of pre-emption has hitherto stood, it could always be evaded by a mortgage. And as the price fixed at settlement—five times the annual rent—was left farther and farther behind the real value of the land, the landlord's right would have been generally defeated in this way.

"Next come the twelve years' men, those who have acquired occupancy-rights under the operation of the twelve years' rule in Act X, but whose rights were, under Circular G, expressly made subject to any alteration in the law. The persons belonging to this class are in the Bill called simply occupancy-tenants, and the class is so defined as to include all persons who have, up to the present date, acquired the rights to which I have referred.

"With respect to this class it was generally admitted that their rents ought to be fixed by superior authority and not left to competition; and the most important questions with respect to them were two—for what period should their rents be fixed, and by what standard?

"First, as to the period for which the rents should be fixed.

"In answering this question regard must be had to the special circumstances of the Central Provinces. There are parts of the country, such as the North-Western Provinces, in which the weight of argument appears to be strongly in favour of fixing the rents of occupancy-tenants for the full term of settlement; but the circumstances of those regions differ widely from the circumstances of the Central Provinces. In the North-Western Provinces the country has long been opened up; rents have attained a high general level; population is dense; competition for land is keen; the revenue is probably as high in most districts as it ought to be.

"To the Central Provinces none of these statements apply. The country is in its infancy; population is sparse; rents are low; the effects of introducing roads and railways are only just beginning to be felt. If in a country such as this rents were fixed for the period of settlement, the result would be that there would be a very large beneficial interest given to the cultivator, sub-letting would be encouraged, and, when the time comes for revising the assessment, great hardship would probably be caused to the tenant by the necessity of ordering a sudden and serious increase in his rent.

"This being so, the late Chief Commissioner and the local Committee to whom he referred the Bill for consideration came to the conclusion—a conclusion which the Select Committee have adopted—that it would be wise to provide for some enhancement of rent during the term of settlement, and the Bill has made such provision accordingly, but under conditions which guard against the rent being increased (except for landlord's improvements or increase in area) more than once in ten years.

"Next, as to the standard by which these rents should be fixed. The Bill as first introduced provided for the determination of these rents primarily on the basis of the settlement-rates and other customary rates paid by tenants of the same class. But it was found that, mainly in consequence of the nonexistence of anything that could properly be called customary rates, there would be a difficulty in applying this standard; and accordingly the Bill in its present form simply directs (by section 42) the Settlement-officer to fix the rent of the holding of every occupancy tenant at each settlement of the area in which the holding is comprised, and empowers the Chief Commissioner (section 82) to make rules for the officer's guidance in fixing rents. Our desire is that the rents should be fixed at such a rate as will leave the tenant a reasonable margin of profit without trenching too widely on the share either of his immediate landlord or of the State; but we doubt whether this principle can be satisfactorily embodied in any hard-and-fast legislative enactment, and accordingly we have thought it safer to leave the point to be dealt with by executive instructions.

"I have said that provision is made for raising the rent of these tenants during the term of settlement. It may be so raised by order of a Revenue-officer on the application of the landlord; and the Bill as submitted to the Council last December directed that such an order might be made if the rent of the occupancy-tenant was less than three-fourths of the rate usually paid by ordinary (that is to say, non-occupancy) tenants of holdings situate in the same or adjoining tabsils for lands of similar quality with like advantages, and that, if the order was made, the rents were to be raised to three-fourths of those rates. This direction has, however, been objected to from two points of view,-first, as tending to raise the rent of occupancy-tenants to an excessive rate, and secondly, as tending to unduly hamper officers in fixing rents at the term of settlement. I think that sufficient answers may be found to both of these objections; but, on the other hand, it was not easy to see why, if the discretion of officers in fixing rent at settlement was left uncontrolled by any hard-and-fast legislative direction, it should not be left to the same extent uncontrolled during the term of settlement. We have accordingly omitted from the present draft of section 46 any reference to the standard supplied by the rents of ordinary tenants, and have left such directions as may be required for the guidance of officers in acting under the section to be supplied by rules made under section 82.

"With respect to the devolution of an occupancy-tenant's rights on death, we have not modified the original proposals of the Bill. His rights are to descend as if they were land, except that they are not to go to a collateral relative unless he was at the tenant's death a co-sharer in the holding. This is the rule of inheritance which under the North-Western Provinces Rent Act applies to tenants holding at fixed rates. An exception has been made in the case of the three districts of Chánda, Nimar and Sambalpur. In these districts, where, as I have said, the settlement is virtually raiyatwarí, the rights of an occupancy-tenant are expressly declared by the settlement-record to be heritable collaterally as well as lineally; and accordingly we have left them so. But in the

other districts, where no fixed rule of inheritance appears to have been established by usage or prescribed by authority, we have thought it desirable, whilst recognising the heritable character of the right, not to saddle it more than necessary with the complicated rules of Hindu succession.

"We have restricted the power of an occupancy-tenant to transfer his holding to cases where the transfer is made to a person who would be an heir, or is a co-sharer, or is made with the landlord's consent; and we have provided that his right shall not be sold in execution of a decree. And, after various attempts to deal with the difficult question of sub-letting, we have come to the conclusion that it is impracticable to do more than impose on sub-letting the same restrictions as are imposed on transfer in the ordinary sense of the word; that is to say, a tenant may not sub-let without his landlord's consent, unless his sub-tenant is a co-sharer or an expectant heir.

"I now come to the most difficult class of all,—the class who are described in the Bill as ordinary tenants. The position of this class under the existing law is this. They have no rights conferred on them by the law or by the terms of the settlement-record, except that, if they remain long enough on their land, they rise, under the operation of the twelve years' rule in Act X, to the status of occupancy-tenants.

"The Bill as first introduced maintained the twelve years' rule and allowed the growth of occupancy-rights. Recognising, however, the tendency of that rule to induce landlords to shift and harass their tenants, the authors of the Bill provided a machinery to protect the tenant during the term of growth of his rights. This arrangement, which I need not explain in detail, introduced in point of fact a new class of tenant, likewise deriving his rights from lapse of time or prescription and liable to lose them under certain conditions. These proposals met with much criticism and opposition from many sides, and the late Chief Commissioner and the local committee, after giving the proposals long and careful consideration, came to the conclusion that they ought to be abandoned.

"This being so, the proverbial three courses appeared to be open to us. We might either leave things alone, maintaining the existing twelve years' rule, and allowing the present race of tenants-at-will to struggle by means of it into the position of occupancy-tenants or, we might give a right of occupancy to all cultivators of every class, or, thirdly, we might do away with the twelve-years' or rule and devise some other means for protecting all tenants who have not acquired occupancy-rights.

"Before explaining the course which the local committee ultimately recommended, and which the Select Committee decided to adopt, let me remind you briefly of the facts with which we have to deal. The most important are these—

- "(1) The twelve-years' rule was never introduced into the Central Provinces otherwise than provisionally and tentatively; it has never become in these Provinces part of the established law of the land.
- "(2) Up to a recent time in all parts of the Provinces, and up to the present time in many, perhaps most, parts of them, the competition has been for tenants, not for land, and landlords have been indifferent to the growth of occupancy-rights.
- "(3) This state of things is now altering, and appears likely to alter with increasing rapidity. The number of notices to quit issued in the districts of the Narbada Valley, which is the part of the Provinces most affected by recent improvements of communication, has become very significant, and manifests a growing inclination on the part of landlords to prevent the growth of occupancy-rights and to make enhancements.

"Now, the objections to the twelve-years rule are obvious. It gives the tenant during the currency of the twelve years the most insecure of all titles—a title by sufferance: it supplies the landled with a powerful additional motive to evict. Where it has been deliberately and permanently engrafted into the law of the land, and has for a considerable time constituted part of that law,

the balance of argument may be in favour of retaining it, with such modifications and supplementary provisions as may be necessary for preventing landlords from reducing it to a nullity. But, as I have shown, in the Central Provinces this is not the case. The rule was introduced there merely as a stopgap, not as a permanent settlement of the question. It may, indeed, be said that has nevertheless worked well so far, that the growth of rights under it is steady, and that in most parts of the Provinces it has not produced friction between fandlord and tenant or led to the increase of evictions. There is much truth in this, but, on the other hand, we cannot shut our eyes to the economic changes which are going on, and which must inevitably at no distant future produce the effects which they have produced in other Provinces. Prevention is better than cure, and the very fact that the present relations between landlord and tenant are comparatively harmonious supplies a powerful argument in favour of intervening now to devise, if we possibly can, some measures for the protection of the tenant which may be free from the defect shown by experience to be inherent in the twelve-years' rule.

"On the whole, then, having regard to the obvious imperfections of the twelve-years' rule, and to its recent and provisional introduction, we decided to abandon it, except so far as rights had already grown up under it, and to stop the further growth of occupancy-rights by lapse of time.

"Should we then fix the rents of all classes of tenants for a term, and thus give them all occupancy-rights? This is evidently the most thorough-going remedy against rack-renting, but it involves official interference of a very strenuous and prolonged character, and the local committee were of opinion that, other considerations apart, the time had not come for imposing so heavy a burden on an already overtasked administration. Whatever may be the case in the older Provinces, uniform rates of rent are not, I understand, to be found in the Central Provinces;* and, in the absence of such guides, the task of fixing the rent of every tenant for a term of years would be one of extreme magnitude. It would practically amount to a regular settlement. When we consider that the Province passed through the ordeal of settlement barely 15 years ago, that a settlement is one of the most costly luxuries in which the State can indulge, and that no increase of revenue can be looked for, we shall readily agree with the local committee that the universal ascertainment and settling of rents is a measure not at present desirable.

"There remained the adoption of some new method of protection, and the method which the local committee eventually made up their mind to recommend was the method of compensation against disturbance. This is the proposal which is embodied in the Bill. The tenant's rent may be enhanced by agreement. If he agrees to the enhancement demanded by the landlord, no further enhancement may be made for seven years. In other words, he gets a seven years' lease at the enhanced rent. If he refuses to agree to the enhancement, the landlord may evict him, but must pay him as compensation a multiple of the sum demanded as enhancement. After much discussion we have fixed the multiple at seven times the yearly increase of rent demanded. The tenant cannot be ejected except for non-payment of rent, or on certain other grounds which are specified in the Bill.

"The great argument in favour of this proposal is that it compels the parties by the pressure of self-interest to decide what is a fair rent. If the tenant refuses a fair demand for an increase, he will be liable to lose his holding for an insufficient recompense. If the landlord makes an unfair demand, he may have to buy out the tenant at a cost which he can never recover. The scheme may indeed be objected to on the group a that, although based on a precedent derived from Ireland, there is no precedent for it in the Indian Statute-book, and that it constitutes a new departure in Indian legislation. The same objection might have been urged—was, if I am not mistaken, urged—

[&]quot;The most rudimentary idea of rent rates does not exist here, and the greatest anomalies in practice are found. Nothing could be more common than to find two contiguous fields allowed by the holders to be exactly equal in quality and productiveness, yet one paying double the rate of rent paid by the other."—(Hoshangabital Settlement Report, p. 201.)

against the principle of compensation for improvements which has, now for many years, been embodied in the law of landlord and tenant for the Panjáh. Oudh and the North-Western Provinces, and will, I hope, before long form part of the law of landlord and tenant for Bengal. But those who denounce this and similar proposals as new-fargled and exotic should remember that in India settled laws and, to a great extent, property in land are exotics, and that in the Central Provinces they are exotics of very recent importation. We have, by the measures which we have introduced, created entirely new rights and entirely new relations. The general effect of these measures is, we believe, beneficial to the country, but they have produced, or are likely to produce, certain results which we did not intend, which are likely to be permicious, and against which we are bound to guard. The rights themselves being novel, it is not a matter for surprise that the safeguards which are necessary to prevent an abuse of those rights should be novel also; and in the Central Provinces more than in most parts of the country we have something resembling a tabula rasa to work upon. There are comparatively few traces of existing customary rights on which to found our law. The whole position is novel, and demands novel treatment.

"The mere novelty, then, of the proposals constitutes no substantial objection to their adoption. Far more serious are the arguments that they will prove in practice an insufficient protection against rack-renting: We have not overlooked these arguments, and we admit their force in the case of countries where there is a keen struggle for land, and where population is redundant and has no outlet. But it seems a fair reply to say that at the present time these conditions do not exist in the Central Provinces. Compensation for disturbance constitutes a check on capricious eviction. Whether that check will be sufficient, whether it is likely to be surmounted or got round, is a question which turns mainly on the habits and nature of landlord and tenant, and on the amount of demand for land. These are points about which I am not competent to give an opinion; and all that I can say is that, in the belief of those who are most competent from local experience to form a judgment on these points, the proposals embodied in the Bill will work well, and will give an effectual protection to the cultivator for some time to come. If the Bill does this, if for some considerable time to come it is found sufficient to protect the tenant against capricious eviction, and to secure him in possession of his holding as long as he pays a fair rent, it will have done all that we can reasonably hope to accomplish.

"Except in respect of the procedure for enhancement of rent, there is practically no difference between the position of the occupancy-tenant and that of the so-called ordinary tenant under the Bill. The rights of the ordinary tenant are heritable and transferable, under the same restrictions as those which apply to the occupancy-tenant; he is protected from ejectment except in execution of a decree which can only be obtained on specified grounds, and he cannot contract himself out of this protection.

"Under these circumstances, it is doubtful whether he would gain much by being made in name an occupancy-tenant. However, the Bill provides him with a means of acquiring that status, if he desires to do so. It gives him the right of purchasing the status of occupancy-tenant by the payment of a fixed sum equal to $2\frac{1}{2}$ years' rent. This proposal is in accordance with the views of the Famine Commissioners, and may, I think, be fairly regarded as a proper and necessary consequence of the abolition of the twelve-years' rule. It will enable the prudent and thrifty to raise their status.

"This provision has indeed been considered by the landlords as an injury and infringement of their rights. But we fail to see that it can do any substantial injury to that class. We have provided that, before a tenant can claim to complete the purchase of an occupancy-right, his rent may be raised to the full average ordinary standard. Thus, a landlord will get Rs. 250 for every Rs. 100 of rent, and that sum, if invested, will suffice to protect him from the small future loss which the tenant's right of holding at a beneficial rate may hereafter cause him.

"The provisions with respect to transfer and sub-letting by an ordinary tenant are, as I have said, substantially the same as in the case of an occupancy-tenant.

"The mention of sub-letting naturally leads me to the fourth class of Tenants dealt with by the Bill-the class of sub-tenants. The chapter on subtenants is very short-almost as short as the famous chapter on snakes in Iceland—and there are doubtless many persons who would wish that its brevity were due to the same cause. I cannot say that sub-tenants do not exist in the Central Provinces, but I believe I am right in saying that they are comparatively scarce. I am informed that only 22,000 persons have returned themselves as belonging to this class. We have in other parts of the Bill, whilst admitting the expediency of discouraging the practice of sub-letting, admitted the impossibility of preventing the practice when it has once grown up. And when we came to consider what rights should be attached to their status, the conclusion to which we ultimately came was that, at all events in the present condition of the Central Provinces, the need for giving them legal protection was not such as to outweigh the disadvantages arising from the creation of successive strata of privileged classes one superimposed above another. In the Bill which was presented with our third report we had inserted a proviso, the object of which was to protect the sub-tenants of certain absolute occupancytenants from excessive enhancement of rents. But, on further consideration, we have come to the conclusion that the protection thus proposed to be given can be safely dispensed with; and accordingly we have omitted the proviso.

"Such of the other provisions of the Bill as it is necessary to refer to relate not to any particular class of tenants, but to tenants in general. Of this kind are the provisions relating to the right to make, and be compensated for, improvements, and the provisions as to distraint.

"The Bill gives the first right to make improvements, in some cases to the landlord, in others to the tenant, but provides that neither party shall be able to prevent the other from making an improvement which he himself is unable or unwilling to make. We have enabled the landlord to obtain an immediate increase of rent for any improvement made by him or at his expense, and at the same time we have made him liable to pay compensation to an ejected tenant for any improvements made by the latter.

"In dealing with the procedure for recovery of rent, we have gone as far as we think safe towards abolishing distraint. What we have retained is, in fact, not distraint. It merely amounts to a recognition that the rent is a first charge on the produce of the land, and, as it embodies, it is believed, the customary procedure of the country, we hope it will work well. The greater security we have given to the tenants will make them much more eager to retain their holdings, and will render the recovery of rent more easy. I believe the experience of the Court of Wards estates goes to show that it is not the occupancytenant, but the man who has no rights, who is usually in arrears. Distraint in the form laid down by Act X of 1859 has been almost unknown in the Provinces. But it is believed that, in accordance with old custom, landlords have usually prevented an unsafe tenant from removing his produce until he paid his rent; and the provisions in the Bill are devised for the purpose of legansing. while guarding against the abuse of, this practice. In the last draft of the Bill we have, by an addition to section 17, made a slight extension in the lien given to the landlord over his tenant's crops when stored.

"In minor matters, we have provided for the protection and equitable treatment of the tenants. For example, section 8 provides for the case where there are several landlords; section 9 for the deposit of rent in a Government treasury; section 16 for the commutation of rent payable in kind; sections 25 to 28 for the avoidance of disputes when rents are paid in kind or by estimate of the crop; section 73 gives the Court power to suspend or remit arrears of rent in cases of drought or catamity; section 74 gives the Court equitable power in dealing with cases of forfeiture of the holding for the breach of a lease, &c.; and section 75 provides for the rights of an ejected tenant in respect of crops on the ground or of land prepared for sowing. All these are measures of help and protection to the tenant, which ought to better his condition. They may restrain

or prevent the abuse of power by bad landlords, but no honest and just landlord can fairly object to them.

"The objection brought against the Bill generally by the landlords is that it is a one-sided measure. Any law of this kind must in a certain sense be one-sided. It is avowedly an attempt to strengthen the hands of the tenant against the landlord, and to prevent the abuse of power. Every such law starts with postulating that the parties are not on equal terms. The objection of one-sidedness must therefore be met by an admission. The Bill is necessarily one-sided, but it is not unfair. The question is, does the Bill deny to the landlord anything that is justly his, or does it unduly control the actions of a good landlord? This question must, I think, be answered in the negative. No good landlord would desire to evict his tenants or harass them by continual changes of land; no good landlord would ask more than a fair rent; no good landlord would desire to confiscate his tenant's improvements, or to force him to pay rent when a calamity had destroyed his produce.

"But a truer description of the Bill is, in my opinion, that it is not one-sided, but compensatory,—compensatory for the additional rights which we have given to the proprietors or landlords by our revenue-system, and for the additional powers of enforcing those rights which we have given them by our law Courts. Without such supplementary legislation as this, our system of administration would have been justly exposed to the charge of being not only one-sided, but unfair. For, just consider who these 'proprietors' were, and what we have made them. Take, for instance, the case, to which I have already referred, of the Hoshangábád málguzár. Forty-five years ago he was a middleman receiving a commission of 15 per cent. out of the rents which he collected for the State. He now gets half the rents, and what we propose to do is to prevent him from arbitrarily increasing that half.

"In the matter of jurisdiction, we have endeavoured to make the Bill as simple as possible. There are two classes of eases which will arise under the law: one which partakes of an executive character; the other which is of a judicial nature. In the former, we give the executive Revenue-officers jurisdiction; in the latter, we give jurisdiction to the Civil Courts. But, in order to secure in the judges that acquaintance with agricultural and revenue affairs which is necessary for the efficient treatment of this class of eases, it has been provided that a judge of a Civil Court of original jurisdiction shall not, unless he is also a Revenue-officer or Settlement-officer, hear suits under the Act. As the Courts of the Provinces are at present constituted, almost every civil judge of original jurisdiction is also a Revenue-officer. This, however, is a state of things which may not always exist.

"These, then, are the proposals to which we ask this Council to give the force of law. They are, as I said at the opening of my speech, the product of local experience, and framed with special reference to local conditions and local requirements. It so happens that the gentleman to whom just ten years ago the task of framing this law was entrusted has now become Chief Commissioner of the Provinces to which it is to apply. The Bill has been submitted to him for his consideration since he assumed his present office; and, as its provisions differ in some important respects from the provisions of the draft which he originally prepared, it is a matter of no small satisfaction to be informed by him, as we have been informed, that the Bill in its present form appears to him to be an excellent Bill; and that, when he finds that, although its purport has been made known to the people, there has been no serious agitation against it, and that it has been accepted by the late Chief Commissioner, not to mention the distinguished, experienced and careful officers who gave it its final shape, he feels that he may safely assent to its being proceeded with and undertake to work it. He doubtless recognizes that, though the machinery which it adopts is in some respects different from that which he originally suggested and would possibly still prefer, yet the principles on which it is based are identical, and believes that it is likely to attain the same end though by a somewhat different road.

"I hope that a similar view will be taken of the Bill by those who, accepting as sound the general principles on which it proposes to proceed, judge it in

the light of experience derived from other parts of India. For instance, there are obvious differences between the provisions which we have embodied in the present Bill and the provisions which we have embodied in the Bill which is now pending for the regulation of the relations of landlord and tenant in Rengal. There are also differences between the law which we propose for the Central Provinces and the law of landlord and tenant as it stands now in the Panjáb and in the North-West.

"We have not overlooked these differences, but it appears to us that they are not greater than are warranted by what I may venture to call the radical differences between the circumstances of the Central Provinces and the circumstances of, say, Bengal-differences arising out of their past history, their recent treatment and their present economic condition. In the sketch which I have given of the institutions which we found in existence when we took over these Provinces and of the institutions which we introduced into them, I have endeavoured to illustrate some of these differences, and I will not elaborate them further now. But what I would impress on the Council is this, that whilst we have declined to admit that provisions which may be suitable or necessary for Bengal are therefore suitable or necessary for the Central Provinces, so we desire to guard against committing ourselves or any one else to the view that provisions which, on authority of great weight, we have accepted and adopted as suitable and sufficient for the Central Provinces, are therefore suitable or sufficient for Bengal, for the Panjáb, for the North-Western Provinces, or, in short, for any other part of India, except that to which we propose to apply them."

The Motion was put and agreed to.

The Hon'ble Mr. Ilbert also moved that to section 55 of the Bill the following be added, namely:—

"or that the holding consists entirely of sír-land."

The Motion was put and agreed to.

The Hon'ble Mr. ILBERT also moved that in section 56, after the words "an ordinary tenant," the following be inserted, namely:—"whose holding does not consist entirely of sír-land and."

The Motion was put and agreed to.

The Hon'ble Mr. ILBERT also moved that to section 62 the following be added, namely:—

"(5) Nothing in this section shall apply to a holding consisting entirely of sír-land."

The Motion was put and agreed to.

The Hon'ble Mr. Barkley moved that in section 11, after the words "not exceeding," where they first occur, the words "five hundred rupees or when" be omitted; and that the words "exceeds five hundred rupees, not exceeding double that amount or value," at the end of the section, be omitted. He said:—

"My Lord, as I have given notice of some amendments to the Bill, it is, I think, due to the Council to state that I have never been employed in the Central Provinces, and have had no special opportunity of becoming acquainted with the tenures prevailing in that part of the country. If I had reason to suppose that any other Member of this Council was in a better position in this respect, I should have hesitated to propose any amendments until I had first consulted him. But, while I must admit that I may have been led into error in some points by want of knowledge of the country to be legislated for, I do not think that the risk of this is enough to excuse me from giving my best consideration to any Bill that the Council is asked to pass into law; and it is after a careful examination of the Bill and of the papers circulated with it, that I have come to the conclusion that legislation on the subject is necessary, but that some of the provisions of the Bill are open to objection, while on other points I have been led by a perusal of the papers to accept provisions in regard to the propriety of which I was in the first instance doubtful.

"I have not been consciously influenced by any theory as to what the relations of landlord and tenant ought to be. I have rather endeavoured to ascertain what relations have hitherto existed between these classes in the Central Provinces, and how far the proposals of the Bill to define and improve these relations are consistent with the equitable claims of both parties. The note of the present Chief Commissioner of the Central Provinces, Mr. Jones, on the original draft of the Bill, of which he was the author, supplies much information as to the position of tenants in the Central Provinces, both anterior to British rule and during the period of transition which preceded the formation of regular settlements and the extension of Act X of 1859 to those Provinces, and further information on the same subject is to be found in some of the opinions collected with reference to Bill No. I, which are to be found in Paper No. 11, especially those given by Colonel Lucie Smith, Commissioner of Chhattisgarh.

"The period of the introduction of regular settlements is of special importance, as it was then that steps were first taken to ascertain the persons to whom proprietary rights belonged, the previous policy of the British authorities in the Sagar and Narbada territories, which had long been under British rule, having been to withhold 'any recognition of positive rights of ownership.' The instructions of the Lieutenant-Governor of the North-Western Provinces for the settlement of those territories, issued in November, 1853, are to be found in Appendix XX to Sir William Muir's edition of the 'Directions for Settlement Officers.' In paragraph 12 of these instructions it was directed that the settlement should be 'concluded on the basis of apparent, or approximate, proprietary right, in so far as such right can with any certainty or confidence be traced, and that the leading object in so doing' should 'be to recognise fixed rights, or claims and interests, in whatever form they may already have grown up.' But 'the subject being one of much admitted obscurity and doubt,' paragraph 13 provided that, 'in order to avoid any future contest or litigation with respect to the rights declared in the settlement-proceedings,' the proprietary title should be formally conferred in every case as 'the creation or free gift of the Government.' Paragraph 16 again refers to cases in which village-communities might be found to have preserved rights having 'the character of a proprietary interest in the soil of an entire village'; while the 14th, 15th and 17th paragraphs relate to cases in which it was a matter of discretion whether the former málguzár, or the cultivators, should be recognised as proprietors. In such cases, provision was made for cultivators who had been in possession since 1840 being declared proprietors of their holdings, while the person who had hitherto engaged for the revenue, rather from a hereditary tenure of service than from any exclusive right of ownership or occupancy over the whole village-lands,' might be recognized, subject to the rights thus conferred upon the cultivators, as the proprietor of the village. In all cases, a careful ascertainment and record of all subordinate tenures and interests was prescribed by paragraph 18.

"It is clear from these instructions that the Lieutenant-Governor did not regard the Ságar and Narbada territories as a tabula rasa, throughout which no trace of proprietary rights existed, so that it was open to the Government to confer them at pleasure. On the contrary, he carefully provided for the recognition of all existing rights, whether proprietary or subordinate, while he also proposed to confer a proprietary title in cases where proprietary rights were either non-existent or the indications of them were so weak that there was serious difficulty in determining to what persons they belonged.

"When the Nágpur Province, which was annexed in 1854, came under regular settlement, the principle laid down in these instructions appears to have been followed, and there also it is probable that, while in many cases proprietary rights had been extinguished, in others they were easily discoverable. Mr Jones refers to the existence of village-communities, 'though,' he says, 'they are as a rule less highly organized than in the North-Western Provinces,' and he guards against its being supposed that his remarks as to the original uniformity of tenures in the Central Provinces refer to anything else than 'the relative position of cultivator and málguzár.' They must not, he says, 'be understood as applicable to the rights of málguzár as against the State, or to the constitution

of proprietary bodies and their rights, inter se. When he refers to the creation of proprietary right, he evidently alludes to the cases where such right was conferred upon the patels, through whom the revenue was paid, though they had no real claim to it.

"I have considered it necessary to make these remarks, as in some of the papers submitted to the Council it has been assumed that proprietary rights in the Central Provinces are entirely the creation of the British Government. In a letter by Mr. Lindsay Neill, dated 27th June, 1882, it is not, indeed, assumed, but it is argued at some length, that this is the case. The Lieutenant-Governor in 1853 is likely to have been better informed as to the existence at that time of proprietary rights than local officials 29 years after, more especially as the form of a grant which was adopted was calculated to give rise to the impression that such rights were being conferred for the first time. I do not, however, think that it is a question of much importance whether any proprietary rights existed in the Ságar and Narbada territories thirty years ago, or in the Nagpur Province 20 years ago. The recognition of such rights as already existed would give them new strength, and, when these rights were conferred for the first time by the British Government, no one, I am sure, would now propose to take them away. But still it is worthy of notice that, even when new rights were granted, care was enjoined to ascertain and recordall existing rights; and, so far as this was attended to, the grants made cannot have curtailed or endangered any rights belonging to others. The fact, which, I think, Mr. Jones has clearly proved, that rent as distinguished from revenue is, in the Central Provinces, a creation of our rule, is much more material than the origin of proprietary rights, as this fact, combined with the demand for cultivators, goes far to explain the favoured position which even ordinary tenants appear as a rule to have hitherto enjoyed in those provinces.

"It is also clear, both from Mr. Jones' note and from the other papers which have been circulated, that the extension of Act X of 1859 to the Central Provinces has in some parts of the country acted prejudicially to the tenants without rights of occupancy, while in others the general recognition of their claims not to be disturbed in their holdings, so long as they are willing to pay a fair rent, and probably also the amount of land available for cultivation, have hitherto preserved them from injury. On this ground, as well as because Act X of 1859 was originally passed for a country very differently circumstanced from the Central Provinces, and has been shown to be in many respects unsuited to those Provinces, I admit the necessity for legislation.

"And, as regards the measure now before the Council, I may at once say that many of its provisions have my hearty approval. Some of the points on which it appears to me open to objection have been put right by the amendments moved by my hon'ble friend the mover of the Bill, though these do not remove the objections to which the explanation attached to the definition of sir-land in section 3 appear to me to be open. As, however, that explanation has been accepted by this Council when it passed Act XVIII of 1881, I have not seen my way to propose to strike it out. But there appears to be considerable danger that, when a proprietor, who may be aged or infirm, a minor or a female, or otherwise unable to arrange for the cultivation of his sir-land, is obliged to let it out to tenants, the lapse of six years will, under this explanation, extinguish his sir-rights, and he will be unable to get the land back when he becomes able to manage it. I have not overlooked the provision that land is not unoccupied by the proprietor when it is leased with an express reservation of his sír-rights; but, unless education has made greater progress in the Central Provinces than anywhere else in India, it will be long before the great majority of the proprietors know that any such express reservation is necessary, and in many cases there will be no written lease at all. In some of the papers which have been circulated I have noticed references to the ignorance of the Gonds and other classes who enjoy proprietary rights. I also observe that we have no information as to the extent to which hand is held by cultivating proprietors in the Central Provinces, though we have very recently been furnished with information as to the area of land occupied by tenants of the different classes recognized in the Bill. But the persons who were recognized at settlement as proprietors of their own holdings would be, as a rule, cultivating proprietors, though they may occasionally have tenants; and I gather that there must be a good deal of land occupied by cultivating proprietors from statements like that made in the memorial of, the zamindars of the Damoh District (Paper No. 10), that 'in these Provinces the malguzars are cultivators themselves, their sir-land generally forming the principal source of their income,' and from the persistence with which the proprietors have urged that sufficient provision has not been made against the growth of tenantrights over their sir land. The explanation attached to the definition of sir-land is expressly objected to in Papers No. 14, No. 16 and No. 25, in the last of which it is pointed out that no such restriction is to be found in the North-Western Provinces Rent Act; and, where so much protection is given to ordinary tenants as is provided by Chapter VI of this Bill, it becomes extremely important that the amount of sir-land available for occupation by cultivating proprietors should not be reduced in consequence of its being occasionally let to tenants.

"While I have carefully studied the papers submitted to the Council, I am obliged to admit that we are legislating on very imperfect information. There has been no general criticism by local officials of any of the Bills subsequent to Bill No. I, though the Bill framed by the Pachmarhi Committee, on which Bill No. II was based, departed very widely from that Bill, and Bill No. III introduced some important provisions which did not appear in any of the earlier Bills. One of these provisions has been amended at the instance of the late Chief Commissioner, and some other amendments have been made, apparently in consequence of representations by landowners; but we have very little guarantee that the provisions of the Bill, as it now stands, are suited to the circumstances of the Central Provinces; and if the passing of some of the amendments now proposed should lead to the Bill being recommitted, I hope the opportunity will be taken to obtain the opinions of local officers on the suitability of those provisions to the country and for the people for whom it is proposed to enact them.

"I now come to the amendment to section 11.

"The words which I propose to strike out were first introduced into the section by Bill No. III. The effect of this amendment would be that, in case of exaction, the penalty which the tenant might recover would not exceed double the amount illegally levied. This is what was proposed by Bill No. III, which was founded upon the Bill drafted by the Pachmarhi Committee, and it corresponds with the provisions of section 48 of the North-Western Provinces Rent Act, XII of 1881.

"It is only in cases when the amount illegally exacted is very small that there could be any doubt whether double the amount would fully compensate the tenant; and small exactions are most likely to be attempted when the landlord believes that he is entitled to the money. Mistakes on a question of this nature may easily occur when the landlord is a cultivating proprietor no better informed than his tenants. The landlord may, for instance, think himself entitled to a small cess, which has been usually levied in the neighbourhood, but which is not, strictly speaking, part of the rent of the land, while, if the cess were unusual, it is almost certain that the tenants, protected as they will be under this Bill, would refuse to pay it. If a tenant finds that he has paid a rupee which was not due, he would probably be sufficiently compensated by a payment of two rupees, in addition to his expenses in recovering this sum, and no Court would award him Rs. 500; while, if he were persuaded to sue for that amount, he would render himself liable to heavy costs. If the act of the landlord amounts to extortion, he would, of course, be criminally, as wellas civilly, liable.

"No reason was given in the Further Report of the Select Committee for providing a penalty not exceeding Rs. 500, nor does it appear from any of the papers that cases of exaction have been common in the Central Provinces. In one of the papers, a petition from the malguzars of Raipur (No. 28), it is alleged

that 'the judicial records will prove that the malguzars do not realize more than their just dues,' and the petitioners protest against being singled out as a special class of offenders and 'threatened with punishment for offences which they do not commit.'

"I propose the omission of the words adding this penalty, as I do not think that they will benefit the tenants, who may be tempted by them to sue for unduly large sums, while they are calculated to irritate the landlords."

The Hon'ble Mr. Quinton said:—"My Lord, the object of this amendment is to limit the discretion of the Court by restricting the penalty, which it has power to impose in cases of illegal exaction of rent, to double the amount so exacted in excess of the rent payable. Cases are conceivable where such a penalty would be quite inadequate. In Act X of 1859, the corresponding provision was similar to that now proposed by my hon'ble friend, but the North-West Act of 1873, section 49, fixed the sum awardable to the tenant as compensation in such cases at a sum of Rs. 200 in addition to double the amount exacted, no doubt because the earlier provisions were found inadequate.

"The present Bill adopts the principle of naming a sum which the amount awarded is not to exceed, leaving it to the Court to decide what compensation or penalty is proper in each case. As a fact, the discretion may be in some cases more restricted than that given by the North-West Act; and, as exaction of rent is an offence which it is highly expedient to discourage, as any improper exercise of the discretion can be checked by the Appellate Courts, and as no evil consequences have been shown to result from this principle, already adopted by the legislature, I must express my opinion that there are not sufficient grounds for discarding it, and vote against the amendment."

The Hon'ble SIR STEUART BAYLEY said :- "My Lord, I also must oppose this amendment. My hon'ble friend would return to the penalty of twice the amount extorted. This was the old penalty in Act X of 1859, and how has it worked? Hardly ever have I known it worked. Yet it cannot be said that the extortion of illegal additions to the rent is unknown. The Members of this Council who heard the Hon'ble Major Baring's speech on the Bengal Tenancy Bill will recollect the interminable list of illegal cesses quoted by him from the correspondence of 1874 as taken in the 24-Parganas. The same correspondence showed how universal the complaint was, and left on me the impression that a cultivator might well have to pay a rupee extorted illegally for every two rupees he paid as legal rent; and the reason why such extortion is not suppressed by a mild penalty such as twice the amount extorted is obvious. The penalty could only be enforced after a special suit by the raiyat, with due formality and full proof in each case. This was not to be expected, and, as a matter of fact, the penalty was a useless threat. It is obviously worth the landlord's while to risk such a penalty, which would, if enforced, be nothing to him, though the extortion might be a great deal to the raiyat. No; if it is worth having a penalty at all, it should be substantial. Nor will such a penalty, as urged, be cumulative. The extortion may be general, but, unless each raiyat brings a suit, the penalty will not be cumulative; and in such cases each raivat does not bring a suit. One raivat will have to bell the cat, and, the penalty once enforced, the others might hope to get the advantage of it.

"The amount of penalty, it should be observed, is discretionary with the Court. We only fix the maximum. The Court may be trusted not to levy a penalty disproportionate to the offence. I must oppose the amendment."

The Motion was put and negatived.

The Hon'ble Mr. Barkley also moved that in section 29, sub-section (2), after the words "an ordinary tenant," the words "whose holding does not consist entirely of sir-land" be inserted. He said:—

"My Lord, I have already pointed out that the protection of the proprietor's cultivating rights in his sir-land is the necessary complement of the provisions of the Bill in favour of tenants. If, then, he finds it convenient to let that land for a time, his tenant should not be allowed to insist on his making improvements, nor to make them himself unless with the landlord's consent. The North-Western Provinces Rent Act, XII of 1881, section

44, allows not tenants other than tenants at fixed rates or occupancy-tenants to claim compensation for improvements made without the consent of the landlord; and, under that Act, as under section 41 of the present Bill, occupancy-rights, cannot be acquired in sir-land. The amendment proposed also seems in harmony with clause 4 of section 30, which, in providing for improvements made by tenants before this Act comes into force, excepts sir-land."

The Hon'ble Mr. Quinton said:—"My Lord, there are few things in this country more necessary for the good of the community generally, and the welfare of the agricultural classes in particular, than that landlords and tenants should have the strongest inducements to effect improvements in the land held by them as a protection against famine, and a means of promoting increased production of food to meet the growing demands of a rapidly increasing number of mouths. All legal obstacles which obstruct the carrying out of improvements should be removed so far as this can justly be done. This amendment of my hon'ble friend, if accepted, will perpetuate, instead of removing, such an obstacle.

"It may be true that it will not operate in numerous cases, but still, if a cultivator of sír-land has the will and the means to make an improvement, it is certainly for the public advantage that he should be empowered by law to call on his landlord to make it, and, in case of the landlord's refusal, to make it himself. Amendments have been introduced by my hon'ble and learned friend in charge of the Bill which will guard the rights and interests of minors and widows in sír-land let to tenants. But it is of the highest importance that the capabilities of such land, as well as of all other land, should be developed at the earliest moment; and the reluctance of the landlord to allow of a tenant effecting such development from a chimerical fear that an unjust award of compensation might subsequently be given against him should not be allowed to outweigh the general good. He will, it is true, be liable to pay compensation for improvements, but the liability is measured by the increase given to the letting value of the land and other considerations stated in section 31, by which his interests are adequately protected."

The Hon'ble SIR STEUART BAYLEY said :- "My Lord, I am inclined to accept Mr. Barkley's amendment. I do not know much of the custom in the Central Provinces in regard to dealing with sir-land, but I should think the practical effect would be very small. If I understand rightly, the man who cultivates a málguzár's sír-land can rarely be considered a permanent tenant of that land. The landlord employs him practically as a labourer, giving him his payment in the shape of a share of the produce. The tenant's interest is from year to year, the landlord's interest is permanent; and I think it unfair to the landlord, in regard to land which is strictly his own, and in which the tenant has no durable interest, that the latter should be able to create an interest by making an improvement which his landlord may be unwilling or unable to make, thereby preventing the landlord from ousting him except at heavy expense. I draw the most marked distinction in this respect between sír-land and raiyatí lands, and, while in the latter I think the tenant should have every possible security and every encouragement to improve, I see no ground for giving him similar security in land which is distinctly the personal property of the landlord. I see no objection to the present section in cases where the landlord may find it convenient to give a tenant a lease of (say) three or more years, but, in regard to sir-land generally, I would vote for Mr. Barkley's amendment."

His Excellency THE PRESIDENT said:—"I should just like to ask one question as to the effect of this clause. The hon'ble member moves an amendment to section 29, but moves no amendment to section 30; and I am not quite clear whether, supposing an ordinary tenant of sir-land were to make an improvement with the consent of his landlord, there would be any provision in the Bill which would secure him legal compensation for the improvement so made."

The Hon'ble Mr. Ilbert said that an implyovement so made would not be made "in accordance with this Act," and therefore would not entitle the tenant to compensation under section 30. His inclination was to agree with the recommendation of the Hon'ble Mr. Quinton that the Bill be left as it stood;

but, as it was an arguable point, he was quite content to adopt the view of the majority of the Council. His hon'ble friend Mr. Barkley was not quite accurate in saying that improvements in sír-land were excluded from the operation of the Bill. Sub-section (4) of section 30 merely said that the presumption as to improvements having been made with the landlord's consent should not apply to improvements made on sír-land.

His Excellency THE PRESIDENT said:—"I agree with the Hon'ble Sir Steuart Bayley in thinking that it is very desirable to maintain the distinction between sir-land and raiyatwari land. The amendments introduced by the Hon'ble Mr. Ilbert all tended in that direction. I should, therefore, be personally prepared to accept Mr. Barkley's amendment of section 29, provided that it is made clear that, if the tenant of the sir-land makes an improvement at his own expense with the consent of his landlord, he shall have a legal right to compensation. I am quite ready, in regard to sir-land, to make the consent of the landlord a sine qua non; but I am not prepared to admit that, that consent having been obtained, the tenant shall be entitled to no compensation for improvements made at his own expense. That appears to me to be a highly unjust proceeding and one which ought to be guarded against by the law; but, if that can be done, I shall be prepared to accept Mr. Barkley's amendment."

The Motion was put and agreed to.

The Hon'ble Mr. Ilbert moved that in section 30, sub-section (1), for the words "which have been made in accordance with this Act by him or by the persons under whom he claims," the following shall be substituted, namely:— "which he or the persons under whom he claims may have made in accordance with this Act or with the landlord's consent otherwise than in accordance with this Act."

The Motion was put and agreed to.

The Hon'ble Mr. Barkley moved that to section 43, sub-section (1), the words "or unless the holding has been inherited from an ancestor common to him and the deceased tenant" be added. He said:—

"As Mr. Jones' Draft Bill is not with the papers circulated, and the subject is not referred to in his note and commentary, I have been unable to ascertain whether the exclusion of collaterals from succession to occupancy-tenants was proposed by him. They are excluded by section 81 of Bill No. I, but, under the previous law, section 6 of Act X of 1859, there was no bar to the succession of collaterals. When Bill No. I was circulated for opinions, Colonel Lucie Smith, the Commissioner of Chhattisgarh, stated that the proviso excluding collateral relatives 'is opposed to the custom of the country,' and considered that it should be omitted (Paper No. 11, page 47). Afterwards the Nágpur landholders, on the Bill as revised by the Pachmarhi Committee being communicated to them, remarked on section 14 in a letter to Mr. J. W. Neill, Officiating Judicial Commissioner: 'We allow collateral succession at present, and we will not object if the scope of the section be enlarged so as to allow of such succession in future.' It appears, therefore, that they did not desire a change of the existing law on this point. After Bill No. II was published, the tenants of the Harda tahsíl of the Hoshangábád district objected to section 35 as excluding the succession of collaterals, and referred to section 6 of Act X of 1859 as permitting it (Paper No. 15). On the other hand, the landlords of the Hoshangábád and Narsinghpur districts, in Paper No. 14, approved of the Bill on this point, and the opinion submitted by them was afterwards adopted by the landlords of certain villages of the Nagpur division in Paper No. 16. In none of the remaining papers does the subject appear to be noticed.

"It is true that the law has been changed in the North-Western Provinces by section 9 of Act XVIII of 1873 (re-enacted in Act XII of 1881), but I do not think that this is a reason for making a change unfavourable to the occupancy-tenants in the Central Provinces. I can understand that there may be reasons for excluding remote collaterals, whose ancestors never held the land, from succession to occupancy-tenants, but such reasons would not be applicable to the claim of one brother to succeed another in land in which their father had acquired occupancy-rights. The Bill allows such succession in case the brothers

held the land as co-sharers; but, if the land was not enough for both, and one gave up his share to the other and sought for other means of support, or if the holding had been divided between them, as it might be, with the landlord's consent, the right to succeed would be lost. Suppose that, on the death of a father who held land as an occupancy-tenant, there are three sons entitled to inherit, but the land is not more than enough for two. One may enlist in the army cr leave the village to look for employment elsewhere, while the other two succeed their father. One of the latter dies, leaving no heirs but his brothers. If the holding has not been divided, the brother who has remained at home will succeed, but the brother who gave up his share will be excluded Even if both the brothers who succeeded to the holding die and the absent brother is their sole heir, he will not be allowed to return and take up the family holding. A law which would lead to such results as this is not likely to commend itself to Native public opinion, and, when it came to be understood, there would be a strong temptation to all heirs to cling to their ancestral holding, even though it were manifestly inadequate to support them. If any one were to leave, some arrangement would be come to by which he might appear to continue a co-sharer with those who remained.

"In order to remedy this, I propose, as in the Panjáb Tenancy Act, to allow collaterals in the line of descent from the person who acquired the holding to succeed in the absence of lineal heirs."

The Hon'ble Mr. Quinton said:—"As explained by my hon'ble friend, the Bill, following the precedent set by the North-Western Provinces Rent Act, limits the succession of collateral relatives to the occupancy-rights of a deceased tenant to such collaterals as were co-sharers in the holding at the death of the tenant. The amendment proposes to extend this limitation so as to bring within it all collaterals of the deceased, provided that the holding was inherited by them from an ancestor common to him and them.

"The objections to this course are, in my mind, great. It will introduce all the intricacies of Hindu law into the determination of questions respecting the ownership of occupancy-rights, which it has hitherto been the policy of the legislature to exclude. It will undoubtedly foster litigation and promote disputes among conflicting claimants, and, most important of all, will encourage subletting by absentee occupancy-tenants who have inherited rights under the provisions of the amendment."

The Hon'ble SIR STEUART BAYLEY said :- "My Lord, the question here raised is whether in the Central Provinces we should make the custom follow that of the Panjáb, or keep it, as in the Bill, in accordance with the law prevailing in the North-Western Provinces. The Bill as drawn follows the North-Western Provinces law, and, considering the very complete sifting which the Bill has had at the hands of experienced local officers, I would a priori accept their view. But, moreover, I think the Panjáb rule, however reasonable in a system founded on the supposition that the cultivators are themselves the proprietary body, is hardly adapted to a system where a single landlord is responsible for the land-revenue of his estate. The landlord must, in ease of land being vacated by death, find another tenant. Where a son is on the spot, he succeeds by law-where a near relative is available, he would generally succeed by custom; but it seems to me most inequitable that the landlord, or the tenant who in the absence of other applicants he may have put in on the land, should be at the mercy of any one of a hundred collaterals who may have entirely separated himself from the land, and may turn up and claim the tenure any time within 12 years. The landlord can know nothing about these, and he would probably not only lose the tenant of his choice, but have to compensate him for being turned out. There is a still more serious objection on general principles in the tendency to morcellement and to consequent litigation, which would be involved by giving all collaterals the right to participate in every holding . left vacant. Nor do I see how Mr. Barkey can reconcile his amendment with the principles laid down in section 33 of the Bill regarding relinquishment. By section 33 (b) a tenant is presumed to relifiquish his holding by ceasing to reside. By section 34 a tenant is presumed to relinquish his holding by leaving, the land uncultivated and the rent unpaid for two years even when he resides

in the village. The collateral in the case supposed by Mr. Barkley has altogether ceased to reside in the village, and, instead of the limitation given in section 34, he would apparently, if the amendment be allowed to stand, be able to claim the inheritance—at least I suppose this would be the effect—under the ordinary law of limitation.

"I presume also the amendment would have to be applied to section 61, also regarding ordinary tenants. To sum up, I would oppose the amendment because it is contrary to the opinion of the best local officers, because it is opposed to public policy by its tendency to burthen the land with more mouths than it can support, because it introduces all the complexities of Hindu law into the land-system and tends to foster litigation, because it is inequitable and oppressive to the landlord and his bond fide tenant, because it is contrary to the principles which regulate relinquishment under the Bill."

The Hon'ble Mr. ILBERT also opposed the amendment.

Mr. Barkley stated in reply that, under Act X of 1859, collaterals had enjoyed the right of succession to occupancy-tenants in the Central Provinces, in default of lineal heirs, for the last 19 years; that there was no relinquishment of the holding in the lifetime of the deceased tenant, succession to whom was in question; and, if the heir did not come in within two years, there was no reason why section 34 should not apply; and that he had not considered it necessary to propose any amendment to section 61, which related to a different class of tenants.

His Excellency THE PRESIDENT said:—"The question is one not altogether free from difficulty, but the weight of legal opinion appears to me to be so decidedly in favour of the Bill and opposed to the amendment, that I shall vote against it."

The Motion was put and negatived.

The Hon'ble Mr. Barkley also moved that in section 58, sub-section (2), clause (b), for the words "equal to," the words "not less than three times and not exceeding" be substituted. He said:—

"My Lord, the provisions of this chapter give a great degree of protection to ordinary tenants. Their tenures are made heritable, and, if their rent is enhanced under the provisions of this chapter, it cannot be again raised under these provisions until seven years have elapsed. The only check upon the amount of enhancement, however, is that provided by this section combined with sections 55 and 57, that, in case the tenant does not agree to pay the enhanced rent demanded, the landlord can only proceed by suing to eject him; and, if ejectment is decreed, the landlord must pay into court any sum declared to be due as compensation for improvements, and further, as compensation for disturbance, seven times the yearly increase of rent demanded. Though it may be doubted whether this sufficiently provides for the case of an improving tenant, who does not wish to give up his land, and who, rather than do so may be compelled to pay an enhanced rent due to his own improvements, it cannot be denied that it affords a very efficient protection to the ordinary tenant in all other cases. The exceptional case is that of the sitting tenant, which is at present being discussed in England by men like Professor Bonamy Price and Sir James Caird. I was at first, I confess, doubtful as to the principle of giving heritable rights to ordinary tenants, which was not proposed either in Bill No. I or in the Pachmarhi Committee's draft Bill. But, on examining the opinions given on Bill No. I, I found that Colonel Lucie Smith, Commissioner of Chhattisgarh, urged (Paper No. 11, page 43) that all tenants in Chhattisgarh are entitled to hold their land, being other than sir, so long as they pay a reasonable rent, and quoted depositions of málguzárs in a case in the neighbourhood of Raipur in support of this (page 42). In a subsequent communication, dated 20th December, 1880, he stated that there was hardly a man among the malguzárs who would come forward openly and assert that he has the right to eject a raivat who is willing to pay a reasonable rent; and he quoted a minute by Sir George Campbell, in support of an argument he had previously urged, that a custom which prevailed there, of the raivats redistributing the

lands amongst themselves, was an indication of proprietary right, though at settlement the managers of the villages had, by mistake, been recognised as proprietors. Again, while the Pachmarhi Committee's Bill had provided in section 23 that ordinary tenancies should lapse on the death of the holder, a pleader, Mr. Bipin Krishna Bose, who had previously acted for the Nagpur landlords, suggested to the Judicial Commissioner that heirs who had been members of a joint family with the cultivating tenant should be allowed to succeed on his death. Bill No. III made the rights of ordinary tenants heritable, and in the Report of the Select Committee it was stated that it was believed that the amendment would be in consonance with the general feeling of the people. Opinions have since been received from landlords of the Nágpur Division, and of the Hoshangábád, Narsinghpur, Betul and Raipur Districts; and in none of these has this amendment been objected to, though other provisions of the Bill have been warmly canvassed. The Raipur landlords indeed admitted that, before the introduction of Act X into the Chhattisgarh Division, ejectments of tenants were unheard of, and that tenants should not be ejected so long as they pay fair rents. As the Bill puts a stop to the growth of occupancy-rights by 12 years' possession, the heritable right conceded to ordinary tenants of other than sír-land may be regarded as a compensating advantage; and, as the concession has not been objected to from any quarter, and in some parts of the country, at least, the right of such tenants not to be ejected so long as they paid reasonable rents was recognized, I see no reason to call in question its propriety. It would, however, be valueless unless there were some means of protecting the tenant from unreasonable enhancement of rent, and the provisions of section 58 furnish a convenient means of preventing this in most cases; and, though the principle of compensation for disturbance is objected to in some of the papers received (Nos. 25 and 28), the landlords of the Nágpur Division have accepted it (Paper No. 25), only urging that seven times the yearly increase is too much, and that five times would be a fair compensation.

"I think the Bill errs in laying down an unduly rigid rule on this There may be cases in which seven times the yearly increase demanded would not be excessive. There are tenants who, if the passing of this Bill were delayed, would acquire occupancy-rights under Act X of 1859 within a year, and, when the growth of such rights under that Act is stopped, there will be cases of ordinary tenants whose families have held the land for two or three generations. Such tenants would usually pay any rent the land could properly yield rather than give it up, and, if an excessive rent were demanded to compel them to quit their holdings, it would not be unfair to allow seven times the increase demanded, especially if the tenants were already paying as much, or nearly as much, as they ought to be asked to pay. But in other cases, the tenant may have held the land only for a year or two, without paying any premium on entering, and perhaps at a low rate of rent. In others, again, the land may have been let on favourable terms for a period of years in order to get it brought under cultivation. In the one class of cases, the claims of the tenant to compensation for disturbance would be but small; in the other, seven times the increase demanded, even though that increase was not unreasonable in amount, might be an excessive sum. If, for instance, the tenant held at half the normal rate of rent, and the landlord proposed to demand the normal rate, the tenant, if he chose to give up his holding, would get $3\frac{1}{8}$ years' rental, in addition to any compensation for improvements which might be due him.

"I therefore propose that the Court which passes the decree should be allowed to fix the compensation, with regard to the circumstances of each particular case, at from three to seven times the increase demanded. The compensation thus could not be merely nominal unless the increase of rent demanded was nominal, while it might be large in cases in which the tenant was entitled to special consideration. It would rest with the Court to adjust it according to circumstances, and this, a think, would be a more satisfactory arrangement than to give a fixed number of times the increase demanded. It might also facilitate arrangements out of Court, where the landlord's object was to resume his land, which he can only do by agreement with his tenant. He might say to his tenant: 'You have held my land for four or five years; you

have made no improvements; it is now convenient to me to take it into my own hands, but I can only do so by asking an increase of rent which you will not give. I therefore propose to add one-half to the rent, and offer you three times the yearly increase. The tenant might say: 'I am not prepared to pay the increased rent, but the Court may give me more than you offer. I am ready to give up the land for five times the yearly increase.' If the landlord agrees, the tenant would get $2\frac{1}{2}$ years' rental, and if the landlord and tenant agree to four times the increase, the tenant would get two years' rental, to surrender land he had held only a few years.

In the principle of compensation for disturbance is entirely new to Indian law, and it may therefore not be out of place to remind the Council that the Irish Tenancy Act, in which this principle was first recognized, allows a discretion to the Court to give compensation for disturbance not exceeding so many years' rental, the maximum varying according to the size of the holding, while no minimum is prescribed."

The Hon'ble Mr. Quinton said:—"This is one of the means of protection for ordinary tenants devised by the framers of the Bill in lieu of the growth by prescription of rights of occupancy, and of which they as a class have been deprived, and it is intended to operate as a check upon rack-renting. Seven times the yearly increase of rent demanded seems no immoderate compensation to award to a tenant who may be driven out of house and home with no resource before him but starvation; and, as the Select Committee have after mature deliberation accepted this amount as the minimum likely to prove effective for the object in view, I see no cause for giving the Courts any discretion in the matter. It is difficult to see on what principles such discretion could be exercised; so that we should have to expect widely different judgments from different judges, and, as a consequence, fertile crops of litigation and discontent. This is pre-eminently one of the cases in which a hard-aad-fast line is advisable. The minimum suggested in the amendment, namely, three times the increase demanded, would leave it in the power of any judge to defeat the avowed intention of the legislature."

The Hon'ble SIR STEUART BAYLEY said :- "My Lord, this amendment also, I fear, I must oppose. It introduces an element of elasticity no doubt, which is in itself desirable, but it also introduces a far greater element of uncertainty which would be most prejudicial. Doubtless the limit of seven times the amount of enhancement is arbitrary; but it was come to after very full consideration, and was discussed at two separate meetings of the Select Committee. The original Proposal was ten times. This was considered too much in a temporarily-settled province, where the landlord was liable to have his revenue enhanced at the next settlement, as the enhanced rent which en hypothesi he would receive from the incoming tenant might not pay him a fair interest on the compensation he would have to pay the outgoing tenant. After several proposals the amount was reduced to seven. My great objection to Mr. Barkley's proposed amendment is that, under the discretionary rule, not only would the landlord never know exactly what risk he ran in ousting a tenant for refusal to pay an enhanced rent, but, worse than that, the tenant would never know whether it was better worth his while to pay or to refuse. Each case would be a speculation in litigation. The Courts would have no practical guide. Another objection is that the system itself is experimental and may possibly not work well; but, under the Bill as it stands, it would at least work consistently, and its action could be watched. If it broke down, the Government would know why, and would be able either to withdraw it or to strengthen its weak points. Under the proposed amendment, one could never judge fairly of the experiment, because its working would differ with the personal equation of each Revenue-officer. It is certainly better, in • introducing an important experiment of this kind, about which, as Mr. Ilbert has shown, there is room for various opinions, that the conditions of its introduction should be fixed and known, and that they should not vary with the varying idiosyncracies of every officer."

His Excellency THE PRESIDENT said:—"I cannot accept this amendment. The question, as my friend Sir Steuart Bayley has said, has been extremely

carefully considered by the Select Committee and the Government. The original proposal was to fix the rate at ten times the increase, but, in consequence of tepresentations received from the Central Provinces, that figure was reduced to seven times the increase of rent—a very small amount to be demanded for compensation for disturbance, and very greatly less than that demanded under the Irish Land Act. This is making the experiment of a small scale. It appears to me to be sufficient for the circumstances of the Central Provinces, where population is thin and where farms are rather seeking for tenants than tenants for farms. It seems to me to be the least that could be proposed, and, therefore, I cannot accept the amendment proposed by my hon'ble friend."

The Motion was put and negatived.

The Kon'ble Mr. Barkley also moved that for section 62 the following section be substituted, namely:—

"62. The landlord of any holding held by an ordinary tenant may confer upon him the rights of an occupancy-tenant in respect of the holding; and the landlord of any holding held by an occupancy-tenant or an ordinary tenant may confer upon him the rights of an absolute occupancy-tenant in respect of the holding; and a person upon whom such rights are so conferred shall, for the purposes of this Act, be deemed to be an occupancy-tenant, or an absolute occupancy-tenant, as the case may be."

He said :-

"This, my Lord, is the most important of the amendments of which I have given notice, and the section to which it relates is the only one in regard to which I find myself absolutely at issue with the principles adopted in the Bill. My objections to that section are so strong that, if it is allowed to stand, I shall, though with regret, feel it my duty to vote against the passing of the Bill.

"This section, like that giving heritable rights to ordinary tenants, was first introduced in Bill No. III, nothing similar having appeared either in the original Bill or in the revised draft prepared by the Pachmarhi Committee. It cannot be said to have been suggested by any of the opinions received from the Central Provinces, and the only opinions given after Bill No. III was published, except that of the Chief Commissioner himself (Paper No. 20), are strongly opposed to it. Unfortunately, these are the opinions only of landlords, the late . Chief Commissioner not having thought it necessary to consult any of the local officers as to the changes made by Bill No. III. But the landlords of the Nágpur Division (Paper No. 23) denounced the section as a departure from what they called the Pachmarhi compromise, that is, the Pachmarhi Committee's draft Bill, which they had expressed themselves willing to accept, and as an encroachment on their rights, and urged that the compensation proposed to be given to the landlord is wholly inadequate. The opinion of the landlords of the Hoshangábád, Narsinghpur and Betul Districts (Paper No. 25) was similar, except that they did not refer to the Pachmarhi Bill. The landlords of Raipur (Paper No. 28) objected to the section that it arbitrarily interferes with voluntary contracts and nullifies the provisions contained in section 41, clause (c), and urged that, if a tenant desired occupancy-rights, he should pay at least six times the rental. The Chief Commissioner forwarded a copy of this petition without comment (Paper No. 29), remarking that it accepted the principles of the Bill, but stated certain objections to some details, which it was unnecessary for him to discuss. It is, I think, to be regretted that he did not discuss the objections taken to section 62. All that the Select Committee say in support of this section, the provisions of which do not appear to have been suggested by any local authority, and have been so strongly objected to by the landlords, is

The growth of occupancy-rights by lapse of time having been stayed, we think, with the Famine Commissioners, that some means should be provided by which a thricky, industrious tenant can raise his status. The provision we have introduced can in no way injure the malguzar, while it holds out a prospect to the tenant which will induce him to retain and improve his holding. We have little expectation that tenants will avail themselves of this privilege for a long time to come, except in a few cases.

"The landlords, I observe, contend that it is likely to be very largely taken advantage of when the power becomes known, but it is of course possible that they are mistaken as to this. It may be that few tenants will be willing or able to give 21 years' rental for the advantages enjoyed by an occupancy-tenant over an ordinary tenant protected by Chapter VI. But, if so, the benefit to the tenants will not be very great.

"I do not know how far the Famine Commissioners are responsible for suggesting a section of this nature, but, assuming that the suggestion is theirs, I do not think that their authority is so conclusive that we should refrain from

discussing the merits of the proposal.

"My own objections to it, being objections of principle, can be stated very briefly. They may be summed up in the four following propositions: 1st, that to give the tenant power to compel the landlord to sell a portion of his rights is an encroachment on the rights of the landlord; 2nd, that, while rights of property may be interfered with by the legislature when public interests require this, and on reasonable compensation being made to the persons whose rights are interfered with, all unnecessary interference with such rights should be avoided; 3rd, that, in the present case, there is no evidence that public interests render it necessary that tenants should be empowered to compel their landlords to sell them occupancy-rights; 4th, that, even assuming such necessity to be established, there is no evidence that $2\frac{1}{2}$ years' normal rental would compensate the landlord for the alteration in the status of his tenant.

"As regards the first proposition, I do not see how it is possible to deny the encroachment upon the landlord's rights. The section does not protect any existing right of the tenant, but gives him a power to acquire new rights without the landlord's consent. The principle is precisely the same as if it were proposed to empower the tenant to buy absolute occupancy-rights at five years' normal rental, or proprietary rights at eight years' normal rental. Whether these sums represent the value of the interests sold or not, the landlord has a right not to be compelled to part with those interests, unless, for sufficient cause, the legislature deprives him of this right.

"The second proposition is scarcely likely to be disputed in this Council, as it is difficult to see how it can be disputed by any one who does not disap-

prove of private property being recognized at all.

"The third proposition raises a question of evidence, and I think I am entitled to ask for the evidence of necessity. It tells against the existence of any necessity that the local authorities have not asked for the grant of such a power to ordinary tenants, and were originally content to give them much less protection than is given by the other provisions of this chapter. Mr. Grant, in introducing Bill No. I, urged the necessity of shunning heroic remedies, and, if it has since been found advisable to prescribe such remedies, a clear case of necessity for doing so should certainly be made out.

"The fourth proposition also raises a question of evidence. The Select Committee say that the provision they have introduced can in no way injure the malguzar, but I have been unable to discover the proof that the difference between occupancy-rights and the position of an ordinary tenant is not worth more than $2\frac{1}{2}$ years' rental in many instances. The only test of its value would be to ascertain what the tenant would pay and the landlord would accept in consideration of the superior status being conferred; but, unless free contract is allowed, this test cannot be applied. The difference may be worth five years' rental, or it may be worth only one. It may be worth five years' rental in one case, and only one year's rental in another. In the latter case, the section will have no operation; in the former, the landlord will be compelled to sell his property for half its value. How can it be said that in such a case he will be in no way injured? In short, except in the cases where the right to be purchased is exactly worth two and a half times the rental, the section must either be inoperative or the landlord must part with his property for less than its value.

"If it were shewn to be necessary on public grounds to give this power to tenants, then, instead of fixing an arbitrary value, some machinery should be

devised for determining the value in each instance, when the parties did not themselves agree as to the sum to be paid. I consider the absence of any such machinery, and the absence of proof of necessity for conferring such a power, insuperable objections to the section as framed.

"But I think that in many cases landlords who find it necessary to raise money would have no objection to sell occupancy-rights to their tenants, if no compulsion existed. They would thus, instead of losing their land altogether by sale, or losing control over it for a time by mortgage, retain a substantial interest in it, though one of smaller value than that they previously possessed. And the proper sum to be paid would be ascertained by agreement between landlord and tenant, both parties being in a better position than almost any one else to judge of the value of the interest sold. If the compulsory power is retained, the landlord would feel its existence a grievance, even if the tenant did not exercise it; but, in the absence of such a power, there would be no reason why he should not be willing to give a thrifty, industrious tenant a superior status, when this could be done without injury to himself. This would to some extent meet the views of the Famine Commission; and, as the Bill does not provide for the purchase of occupancy-rights otherwise than by section 62, I have proposed a new section to take the place of section 62 which will give effect to such transactions. The second proviso to section 80 of Bill No. II contained a provision of this nature, suggested by the Pachmarhi Committee's Bill."

The Hon'ble Mr. Quinton said:—"My Lord, this amendment, like the preceding, strikes at the root of one of the essential provisions of the Bill. For reasons which appeared to them of great force in the Central Provinces, and which I for one am not prepared to dispute, the Select Committee have omitted from this Bill all provisions enabling ordinary tenants to acquire rights of occupancy by prescription in the lands held by them, but they had no wish to leave the cultivators of the soil at the mercy of the landlords and without hope of raising their condition.

"To guard them against rack-renting and capricious eviction, measures will be found in the Bill which it is to be hoped will prove efficacious for that purpose, and to enable the thrifty and industrious tenant to better himself the section now under discussion has been drafted. The twelve-years' rule, coupled with an unrestricted power of eviction, in effect left it with the landlord to determine whether rights of occupancy should or should not be acquired by tenants. A vigilant landlord always had the means of preventing the accrual of such rights by the simple expedient of turning the tenant out of his holding. The result has been that these prescriptive rights have been attained at the cost of much ill-feeling, and that each party is on the watch to take advantage of any omission, mistake or misfortune on the part of the other.

"It is not to be supposed that these consequences were within the intention of the framers of Act X of 1859, and, to avoid them and bestow a substantial instead of an illusory benefit upon the tenant, the present section makes it obligatory on the landlord to confer occupancy-rights on an ordinary tenant on tender of a sum equal to $2\frac{1}{2}$ times the rent paid, or equitably payable according to the decision of the settlement-officer for the holding.

"The amendment of my hon'ble friend reverses all this, and throws things back into their old state, by making the consent of the landlord a condition precedent to the acquisition of such rights, and leaving the terms of the bargain to be adjusted by mutual agreement. He must be a man of sanguine temperament who expects that such provisions would ever have any operation.

"The measure embodied in the section is in accordance with the recommendation of the Famine Commission, and the only objection which I have hitherto heard urged against it is that, from poverty or other reasons, tenants may fail to take full advantage of it."

The Hon'ble SIR STEUART BAYLEY said — "My Lord, this amendment I cannot support. Mr. Barkley's proposal would practically abolish the principle of section 62. The section was introduced as a counterpoise to the abolition of the twelve-years' rule. It was felt that ordinary tenants would want some protection, and compensation for disturbance was provided. It is impossible to say how

this principle will work, as, though we augur well of it, it is admittedly experimental. If it fails, the ordinary tenant would be, to a great extent, unprotected, and his position under the landlord's power to rackrent would probably deteriorate. Moreover, as time goes on, since occupancy-rights can no longer be acquired by the prescriptive title of twelve years' holding, it is quite certain that the tendency will be for the class of occupancy-tenants to decrease, and for that of unprotected tenants to increase; and it seemed absolutely necessary, as a counterpoise to this tendency, to give ordinary tenants some means of protecting themselves by the acquisition of occupancy-rights. The particular rate of 2½ years' purchase may be open to objection. I can only say it was adopted after careful consideration by those most competent to advise the Committee, but I cannot approve of the Bill being shorn of the principle altogether. If I may take an illustration from another province, I would refer to the use that the raivats in Eastern Bengal made of the increased receipts coming to them from jute-cultivation. They found themselves, as we fear the Central Provinces tenants may find themselves, insufficiently protected from arbitrary enhancement, and, as soon as they acquired the means, a movement set in, under which numbers of these raiyats, by payment of a large premium, got from their landlords a permanent lease of their lands. The permanently-settled Bengal-Government is unaffected by this movement. In a temporarily-settled province, no doubt, the position, so far as the Government revenue is concerned, is different. But we wish a similar principle to apply, and we wish to facilitate it, by giving the raiyat the right to protect himself by acquiring occupancy-rights at a rate ordinarily settled by law, but in special cases after the rents have been adjusted through the Courts, so that the landlord shall not suffer. I should be unwilling to part with this principle, and must oppose the amendment."

His Excellency THE PRESIDENT said:—"I most strongly object to the substitution proposed by my hon'ble friend. When he speaks of section 62 as an encroachment on the rights of landlords, it is necessary that we should consider what are the rights of landlords at the present moment in the Central Provinces. We are not talking of the abstract rights of landlords. That subject is a very large one. What we have to deal with are the rights of landlords in the Central Provinces now, and those rights are subject to the provision of Act X of 1859, which confers on the tenant the power of obtaining occupancy-rights if he occupies the same land for a period of twelve years; therefore, the rights of landlords in the Central Provinces at present are limited by the rights of tenants to acquire, by a certain process, an occupancy-right in their lands. The framers of the Bill in its present shape were led to believe that it would be desirable to put an end to the existing mode of obtaining occupancy-rights by the tenants, in consequence of the serious objections which may be urged against any system under which a tenant acquires occupancyrights by a mere lapse of time. It seemed, therefore, desirable that to get rid of that system in the Central Provinces before it had produced there those evils and those difficulties in the relations of landlord and tenant which have been found to spring from it in other parts of India. The question, then, the Committee had to consider was, what substitute they should give to tenants for this power of obtaining rights of occupancy by the lapse of time. My hon'ble friend Mr. Barkley says that Bill No. I as introduced by Mr. Grant did not contain this proposal. Doubtless not, but it did not propose to abolish the twelve-years' rule. Bill No. I retained the twelve-years' rule, and gave tenants that mode of acquiring rights which the present Bill seeks to supersede. It appears to me that one of the great advantages of the present proposal over the twelve-years' rule is that, whereas, practically speaking, the twelve-years' rule gives occupancy-rights to tenants by accident, this proposal, on the contrary, gives the power of obtaining such rights to thrift and to frugality. Under the twelve years' rule, it depends on an accident whether a landlord gives a tenant notice to quit before the expiration of twelve years, and thus takes the measures necessary to prevent the accrual of the right; on the other hand, it is the thrifty tenants who will under the new proposal be able to purchase an occupancy-right. The right will depend not upon accident, not upon whether the landlord will allow the tenant to remain in possession for twelve years, but upon whether by frugality he is able to lay by sufficient to enable him to purchase an

occupancy-right in the manner proposed by section 62. Now, my hon'b'e friend Mr. Barkley says there is not much evidence to show that this proposal has been accepted by those best acquainted with the Central Provinces. I may say that, in the first place, it has been accepted by Sir J. H. Morris, than whom no one is better acquainted with the circumstances and requirements of those Provinces. It has also been most carefully and closely considered by my hon'ble friend Mr. Crosthwaite, who had charge of the Bill originally. I have discussed it with him several times, and it is most unfortunate that we have not his presence here to-day. I felt bound to call him to higher functions during the absence of Mr. Bernard, but, had he been present here, he would have given us the weight of his great experience in the Central Provinces to meet the objections taken by Mr. Barkley. I must also point out that, if we were to adopt the amendment proposed by Mr. Barkley in this matter, we should actually put the raiyats in the Central Provinces in a worse position than they are now in. We should have abolished their power of acquiring the right of occupancy under the twelve-years' rule, and substituted for it nothing but a legal power to the landlord to sell them this right if he chose to do so. It is quite impossible that the Council can accept a proposal of that kind. considerable time this clause may be made little use of, but it will enable those tenants who have laid by a small amount of capital to acquire the greater security which occupancy-rights afford, and without it the result of the Bill would be to shut the door to all hope of raiyats ever acquiring that security at all.

"Under these circumstances, I cannot give my vote in favour of the amendment proposed by my hon'ble friend Mr. Barkley."

The Motion was put and negatived.

The Hon'ble Mr. Barkley also moved that in section 71, clause (a), for the words "one hundred," the word "twenty" be substituted. He said:—

"This amendment raises no question of principle, but merely one of expedi-A similar provision is to be found in the Rent Act in force in the North-Western Provinces, but I think it necessary to point out that, in cases where rent is paid in the form of a share in the produce or of the estimated value of such a share, suits for arrears of rent usually involve questions of much difficulty, such as the actual amount of the yield, the value of the landlord's share, and the reason why that share was not taken when the crop was reaped,the tenant perhaps alleging that the landlord would not accept it, because the yield was so small that he hoped to get more by suing, while the landlord asserts that the tenant removed the whole crop before any division of the produce could be made. The decisions of Assistant Commissioners of the first class in the simplest cases are at present subject to appeal, and neither landlords nor tenants appear to have such confidence in the courts of these officers as to make them willing to be deprived of the power of appeal in cases relating to arrears of rent. The tenants in the Harda tahsil ask that appeals may be allowed or that the limit of exclusion may be reduced to Rs. 10 (Paper No. 15), and the landlords of Raipur are willing that there should be no appeal from the Deputy Commissioner's decision in cases of this nature,—which that officer is not likely often to try,—but ask for an appeal from the decision of the Assistant Commissioner (Paper No. 28). I have taken Rs. 20 as the limit, as, in claims under that amount, it can rarely be worth the while of either party to appeal, where no question of title or interest in land is involved. But I think we should avoid doing anything which would give colour to the supposition that we regard the right decision of cases where the amount of rent payable is in question as of less importance than the right decision of cases relating to small debts."

The Hon'ble SIR STEUART BAYLEY said — "My Lord, I cannot concur in this. Against the limitation which prevails in he Panjáb, the Bill has adopted that which has been found to work well, in Bengal under rection 153 of Act X of 1859 and section 102 of the present Act, in the North-Western Provinces under section 80 of Act XII of 1881, and in Oudh under section 95 of the Oudh Tenancy Act. Assuredly, the tendency of recent

fegislation has not been to increase the facilities for appealing. I should prefer, therefore, to maintain the limit of 100 rupees."

The Motion was put and negatived.

· The Hon'ble Mr. ILBERT moved that the Bill as amended be passed.

The Hon'ble Mr. Quinton said:—"My Lord, I cannot refuse to support this Bill, which is the result of long and careful deliberation on the part of this Council and of the local authorities, and which offers a hopeful prospect of placing on a satisfactory footing for some time to come the relations between landlords and tenants in the Central Provinces. I am, however, reluctant to give a silent vote in favour of it, lest my acceptance of the measure should lead to the conclusion that I consider it a precedent to be invariably followed in other cases for which we may hereafter have to legislate.

"The speech of my hon'ble and learned friend Mr. Ilbert has shown very clearly why the Bill now before us differs so materially from that which the Government of India, with the consent of Her Majesty's Government at home, have thought fit to propose for the Lower Provinces of Bengal; and I would, even at the risk of some repetition, call the attention of the Council to a few circumstances in which the Central Provinces differ from that part of Upper India of which I have most personal knowledge, namely, the North-Western Provinces and Oudh, with the object of deprecating the inference that, in any future legislation for the latter, this Bill should, of necessity, be taken as a guide. Numerous provisions of the Bill are of a novel character; several of them, such as the stoppage of the growth of occupancy-rights by prescription, the modes of enhancing the rents of occupancy-tenants and the different methods adopted for the protection of tenants without rights of occupancy from rack-renting and capricious eviction, are of a most important nature, and have been determined on with the advice of those best able to judge of the local peculiarities of the Central Provinces; but it by no means follows that such provisions would be found adequate or could be successfully applied under conditions essentially different.

"In the Central Provinces, culturable waste land is abundant, and is available in the shape most favourable to a wide extension of cultivation; that is, in large blocks for the use of new settlers. There is no district or part of a district in which there is an early prospect of the limits of cultivation being reached. In the North-Western Provinces and Oudh, on the other hand, there is left but a small margin of land easily culturable, much of that which is so recorded being portions of villages impregnated with salts pernicious to vegetation, and incapable of being rendered culturable by any experiment that is likely to prove remunerative.

"In the Central Provinces, there is a sparse population, the density of which is about one-fourth of that of the North-Western Provinces and Oudh, where, especially in the Eastern districts, the pressure of population on the culturable area is becoming extreme.

"In the former favoured regions, Act X of 1859 was introduced at a later period, and landlords have not been driven, and have not generally attempted, to work that enactment to the prejudice of the tenants; but in the North-Western Provinces and Oudh, the acquisition of occupancy-rights under the twelve-years' rule has been recognised since before the mutiny, and, together with its correlative right of barring such acquisition by ejecting the tenant before the expiration of the prescribed period, received legal confirmation in 1859 by Act X of that year. These mutual rights of landlord and tenant are universally known and widely exercised, while the powers of enhancement conferred on the landlord, which have remained in the Central Provinces almost a dead-letter, have been very generally enforced, in many cases to the uttermost farthing.

"In fact, in the one case, abandance of waste land and a sparse population effectually protected the tenants from rack-renting and capricious eviction; in the other, a denser population, which has almost reached the utmost limits of cultivation, tended to compel both parties to insist on every jot and tittle of their legal rights. I think, therefore, I am justified in asserting that there are essential

differences in the economic conditions and mutual relations of the agricultural classes in the two Provinces.

"The discussion of the relative rights of landlords and tenants, and the due adjustment of these with reference to the good of the whole community, are not now subjects confined to a single province or even to British India." They have long been burning questions in Ireland, and the settlement of them has taxed to the utmost the wisdom of Parliament. They are coming rapidly to the front in England and Scotland, and indications are not wanting that even in the United States of America we are within measurable distance of a time when the operation of the land laws there in force will be subjected to rude criticism, and possibly to revision. In India, a tenancy Bill for Bengal is pending before this Council, proposals have been made and enquiries instituted having in view the amendment of the Bent Laws of the North-Western Provinces and Oudh and of the Panjáb, and even in British Burma the subject is attracting attention. It is impossible to suppose that in all these countries the same remedies will be found equally applicable. There can be no doubt that widely different modes of treatment must be adopted in different cases, and that each case must be dealt with on its own merits.

"Without, therefore, expressing any opinion as to the lines on which legislation for landlords and tenants in other provinces should proceed, which would be for me alike improper and inexpedient, I would on this occasion merely insist on the fact that the existence of differences such as I have attempted to describe, between the North-Western Provinces and Oudh on the one hand and Central Provinces on the other, is sufficient to refute the reasoning that, by passing the Bill now under discussion, we tie our hands from legislating in the future for the North-Western Provinces and Oudh in any direction that, after due deliberation, may appear most suitable."

The Hon'ble Mr. Hunter said:—" My Lord, I desire to say a few words in regard to the third class of tenants dealt with by this Bill. The two superior classes possessing occupancy-rights have, since the Provinces passed under British rule, enjoyed the fostering care of the Government. Their status is founded on ancient custom, it has been confirmed by the settlement-records, and it will henceforth rest on the firm legislative basis provided by this Act. The position of the third class of cultivators, the tenants-at-will, is very different. They have no prescriptive privileges to plead, nor any settlement-papers to appeal to, and their whole future depends on the legal status now accorded to them. And not their future alone, but also in an important, although in a less direct, manner, the future of the corresponding class of cultivators in the crowded districts of the North-Western Provinces and Bengal. For the population in some of those districts now presses so heavily on the land, that large numbers must either submit to suffering, at times bordering on starvation, in their native villages; or they must go forth in quest of new homes. Such movements of the people have already begun, not only under the spasmodic compulsion of famines, but also under the steady constraint of over-population. The sparsely inhabited tracts on the east and south of the Gangetic valley have from ancient times formed, and still form, the natural receptacles of this peasant outflow. Those tracts are now, for practical purposes, Assam and the Central Provinces. While population in some of the densely thronged districts of the Ganges has reached the stationary stage, the inhabitants in Assam increased by three-quarters of a million or over 18 per cent. in the nine years between the Census of 1872 and that of 1881. During the same period the inhabitants of the Central Provinces increased by 21 millions, or over 25 per cent. How far the increase is due to immigration, and to the children born of immigrants, it is not yet possible to state with precision. The quality of the unoccupied soil varies from unhealthy hill tracts in the Central Provinces to the great grass plains of the Brahmaputra, which, according to the Chief Commissioner, require only a sickle and a lucifer match to turn them into arable fields. Taken as a whole, the cultivable lands still unoccupied in Assam and the Central Provinces, deducting Government forests and the area within great private estates, exceed 17 millions of acres; or. more than the whole area in Great Britain and Ireland under corn crops, green

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"These vast reserves of land are a trust which the State holds, not only for the growing inhabitants of the territories within which they lie, but also for the overcrowded population of the Provinces adjacent to them. In three districts of the Central Provinces, from 13 to 15 per cent of the people are immigrants, and, if we add the children born to them, the proportion would be much higher. The majority of such new-comers cultivate the soil as tenants-atwill. When the land-settlement was made, most of the old tenants received occupancy or proprietary rights; and almost all the rest of them have since acquired occupancy-rights under the twelve-years' rule. 'The residuum,' to quote the words of our late colleague, Mr. Charles Crosthwaite, when in charge of the Bill, 'consists chiefly of new men—to a large extent of men who have taken waste or abandoned lands since the settlement. The number of these 'new men' has not been placed before the Council, and they seem to be dismissed as a less important class than the occupancy-tenants. But I find that the holdings of tenants-at-will have increased from under half-a-million to over 11 millions between 1872 and 1882 in the Central Provinces, and that they now exceed all the holdings of the two superior classes of tenants put together. Instead of being an insignificant residuum they have become the most important class of tenants, both nun rically and for the purposes of this Act, as their whole status will depend on the rights accorded to them by this Act. They are also the most important class in regard to the future development of the Central Provinces. For it is these 'new men,' as Mr. Crosthwaite calls them, who will chiefly extend cultivation, raise rents and increase the revenue. A paper before the Council shows that they already *cultivate nearly one-half of the whole land returned as tenants' holdings in the Central Provinces.

"What provision does the Act make for the well-being of this useful and important class of 'new men'? In parts of Bengal the tenants-at-will are so overcrowded, that a Bill now before the Council provides for increasing the protection accorded to them, at the cost of curtailing rights hitherto enjoyed by the landlords. The economic necessities of the case justify such increased protection. But I think that the Bengal landholders may reasonably ask that · Government, before curtailing their privileges, shall do everything in its power to meet those economic necessities by throwing open the land to new comers in adjacent territories like the Central Provinces, where the State still retains a large measure of the proprietary right. By facilitating communication by road and railway, the Government has done much; and the projected line from Lower Bengal into the heart of the Central Provinces will still further aid the distribution of the people. But the question still remains whether the Land Law offers sufficient inducements to new comers to settle in those Provinces, and secures to them an adequate protection in the fields which they cultivate, and which, in many cases, they have reclaimed.

"The present Bill, together with the papers before the Council, offers to this question an answer, in some respects satisfactory, but in other respects, I fear, the reverse. The new settler and the tenant-at-will at once enter, under the provisions of the Act, on certain clearly defined rights. In the first place, the new comer, or tenant-at-will, gets his land at the low rate of 13\(^1_6\) annas per acre. Indeed, the superabundance of land is still so great in the Central Provinces, that, as far as the rates show, the tenants-at-will practically pay as low a rent as the conditional occupancy and absolute occupancy-tenants, whose average rate is 12\(^1_2\) annas per acre. The old occupancy-tenants, however, usually hold the most favourably situated fields. Once settled on a holding, the new comer or tenant-at-will immediately acquires the five following rights under this Act. First, he must pay the rent agreed between himself and his landlord, but it requires a process at law for the landlord to eject him, or to raise the rent except with the tenant's consent. Second, if the tenant agrees to pay the enhanced rent demanded by the process of law, he is exempt from any further enhancement by judicial process for seven years. Third, if he declines to pay the enhanced rent and gives up his holding, he is

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entitled to compensation for improvements, and to a compensation for disturbance equal to seven times the enhancement demanded on the rent. Fourth, subject to the above, his right to continue on his holding becomes, from the moment he enters on it, hereditary in his family, although not passing to collaterals. Finally, he has a right to purchase the status of an occupancy-tenant by the payment of $2\frac{1}{2}$ times the annual rent. As regards, therefore, the immediate rights of the new comer and the tenant-at-will, this Act makes a most liberal provision. It may fairly claim to have done away with tenants-at-will altogether, and to have raised them, in fact as well as in name, into the new class which it terms 'ordinary tenants.'

"But if we look beyond the immediate rights conferred to the future status created by the Bill for new comers and ordinary tenants, the prospect is not so sptisfactory. Such tenants enter at once upon all the privileges which they will ever acquire under the Act, and the element of the growth of rights is altogether absent. But the superabundance of land affords an ample protection to such tenants in the meanwhile, apart from any legislative enactment; and the Bill makes no adequate provision for the time when the superabundance of land will have disappeared. So long as the economic relation of land and labour suffices to protect the new comer and the ordinary tenant, they have no need to resort to the Bill. When the present exceptional relations of land and labour in the Central Provinces shall have given place to competitive rents, the ordinary tenants will resort to the Bill in vain. For this Bill abolishes the chief safeguard which the ordinary tenant has enjoyed from time immemorial, not only in the Central Provinces, but in almost every part of India; namely, the growth of a right of occupancy accruing from the continued cultivation of the land.

"I am aware, my Lord, that, in raising the point which I now desire to bring before the Council, I may be charged with inconsistency. The Select Committee on this Bill has already presented several reports approving of the measure, and of that Select Committee I have the honour to be a member. The first report of the Committee suggested the abolition of the twelve-years' rule which conferred the right of occupancy, and I signed the report. But in that report we distinctly said that the majority of the Committee desired to reserve its opinion as to the expediency of the amendments proposed. I was absent on tour as President of the Education Commission when the Committee came to the consideration of those amendments, and presented its second report, dated the 6th September, 1882, approving of the proposal with regard to occupancy-rights. That report I did not sign, and, at the first meeting of the Committee which I subsequently attended, I brought the question of the twelve-years' rule before the members. I ascertained that the subject had been fully considered; and it would have been unsuitable to again raise a question upon which the Select Committee had made up its mind. I now desire to state, while acknowledging the many admirable provisions of the Bill, and while giving my support to the measure as a whole, the reasons which lead me to regret this particular feature of it.

"Until to-day, one-half of the tenants' holdings in the Central Provinces have been held by men who were in the process of acquiring occupancy-rights under the twelve-years' rule. After the passing of this Bill, those men will lose all further chance of acquiring such rights. The arguments which have led to this sudden change seem to me inadequate; and the privileges which the Bill substitutes for the growth of occupancy-rights seem to me insufficient. The arguments for putting an end to the growth of those rights, as disclosed by the papers before the Council, are two-fold. First, that the landholders of the Central Provinces, in order to prevent these rights accruing, harass their tenants by frequently shifting their holdings. Second, that a large amount of litigation is thereby involved, injurious alike to the landlord and the tenant. The result is, as summed up in the speech of the hon'ble the Legal Member this morning, to render the position of the ordinary tenant one of great insecurity. But the first of these two arguments is stated by Mr. Jones, now Chief Commissioner of the Central Provinces, to be 'demonstrably unsound.' Mr. Jones points out in his letter, dated 18th September, 1880, that the protection clauses (in the Bill as it formerly stood) do not require that a tenant should cultivate the same

land. Under such protection clauses, the tenant's claim to occupancy-rights by bwelve years' continuous cultivation may run—and it is proposed in Bengal that it shall run-so long as the tenant holds land in the same village or estate. I am aware that Mr. Jones has since accepted the Bill as a whole, but, as far as I have seen, he has not altered his opinion on this point. The demand for tenants is so great in the Central Provinces, and the present difference between the rate of rent paid by the ordinary tenant and the occupancy-tenant is so small, that, although a landlord might try to break the twelve years' continuous occupancy by shifting the holdings of his tenants upon his own estate, in very few cases would be drive a tenant off his property with a view to preventing the growth of occupancy-rights. Nor is combination between neighbouring landlords for that purpose possible on any considerable scale, in the present relation of land to labour in the Central Provinces. As a matter of fact, Mr. Crosthwaite admits that the twelve-years' rule has operated freely in those Provinces, and that the great mass of the tenants who were in existence at the settlement have acquired rights under the twelve-years' rule.' In support of the second argument, namely, excessive litigation, Mr. Crosthwaite, in his able memorandum of the 20th February, 1883, quotes the statistics of applications made to the Courts to eject tenants, and lays special stress on the increasing number of these applications during the past four years. I find that the average during the four years amounted to 2,839 applications, and that the number during 1880-81, the last year cited, was 2,780. Taking the highest of these figures and calculating it upon the 1,556,823 holdings by tenants-at-will in the Central Provinces, I find that the applications to eject averaged only one a year to 548 holdings by tenants-at-will. I do not think that this can be called excessive litigation. A large proportion of these tenants-at-will have acquired occupancy-rights or are approaching the acquisition of them. The obvious and simple way to test their occupancyrights is by means of an application for ejectment, and I think that one such suit to every 548 holdings is a very cheap price to pay for the assertion of their rights. I am aware that in certain districts the average was higher. But in those districts the competition for land had become more severe, the value of occupancy-rights, if successfully maintained, had become greater to the tenant, and I think the increased litigation necessary to maintain those rights was a cheap price to pay for them. It is impossible to give land-rights without creating a necessity for asserting and defending those rights in the Courts of law. A third argument against the continuance of the twelve-years' rule was brought forward by the hon'ble the Legal Member in his speech this morning. If I caught the argument aright it amounts to this: The continuance of the twelve-years' rule would involve a settlement of rates, and a settlement of rates is a costly process to Government. But the general re-settlement of the Central Provinces is impending. In individual districts the period of the old settlement has expired, or will shortly run out. Until the re-settlement is effected in the ordinary course, the twelve-years' rule might continue to be carried out, as in Bengal, through the operation of the Court. I think, therefore, that the arguments brought forward for the abolition of the twelve-years' rule conferring occupancy-rights, are inadequate.

"The privileges conferred by the Bill in lieu of the acquisition of occupancy-rights by ordinary tenants seem to me equally insufficient. It is sometimes argued as if the twelve-years' rule was an arbitrary invention of Act X of 1859. As a matter of fact, the rule has existed in one form or another ever since the British Government began to concern itself about the rights of the people. What Act X did was to select, from among the various terms of years which had been current in different parts of the country, the single term of twelve years, and to make it applicable to all Provinces to which the law was extended. This term coincided with the period of limitation in suits on account of immoveable property, and it fairly applied to the older settled Provinces. But before any single term obtained the rigidity of law, there had been also other periods with the binding force of custom. More than sixty years ago Sir J. E. Colebrooke, in his Minute on Settlement, dated 12th July, 1820, proposed that an enactment should be passed 'declaring the resident tenants to be not removable as long as they continue to pay the same rent

which they have paid during the last five years.' Sir W. Sleeman in 1840 applied the five-years' period of continuous occupation as a test of occupancy-rights to parts of the Central Provinces which were then under the British Government. Mr. Charles Grant, in his paper now before the Council, dated the 13th September, 1873, stated 'that this rule retained its place in popular acceptation as late as 1855, and it was acted upon in the settlement of some parts of the Central Provinces.' The five-years' rule in favour of the tenant was made harder by Act X of 1859, requiring twelve years of continuous occupation. The twelve-years' rule in favour of the tenant is now to be altogether abolished in those Provinces, for reasons which, as I have shown, cannot be maintained. From this day the new-comers and ordinary tenants of the Central Provinces may bring the jungle under cultivation and reclaim the wastes, but their rights to 'the fruits of their labour will never increase (except by purchase) from the moment after they have entered on the land.

"I have admitted that the compensation given by the Bill to the tenants for taking away their growing right of occupancy is liberal, if we look only to the immediate results. But the more successful that compensation may be as an inducement to immigration in the present, the harder will be the lot of the people in the future. For, with the influx of cultivators, rent will rise, and the whole advantages conferred by this Bill seem to me to depend upon the present low rate of rent due to under-population. The Bill leaves the ordinary tenant in all time coming to make such a bargain as he can with the landlord: which means in India submission to whatever terms the landlord may impose. Once the increase of population has taken place, the only practical check upon rack-renting will be the seven years' compensation for disturbance. The compensation for improvements will be inoperative, for the Bill gives the first right of making improvements not to the ordinary tenants but to the landlord. Nor does the Bill protect the ordinary tenant who clings to his land and submits to a rise of rent, from an enhancement arising out of the improvements which he himself has made. The provision for the purchase of occupancy-rights by ordinary tenants will be little operative. Indeed, the framers of this provision admit that they do not expect it to be resorted to on any considerable scale. For, assuming, as the former draft of the Bill assumed, the maximum difference between occupancy and ordinary rates of rent to be 25 per cent., the sum which the ordinary tenant must pay for occupancy-rights would, at 12 per cent. interest per annum, exceed the maximum benefit in rent which he could gain by the transaction. It is doubtful whether the ordinary tenant could borrow at 12 per cent.

"The one real safeguard which the Bill gives is the compensation for disturbance equal to seven times the enhancement demanded. The Hon'ble Sir Steuart Bayley has told the Council this morning that, if the provision of compensation for disturbance fails, the ordinary tenant will be worse off than under the old state of things. Mr. Crosthwaite, when in charge of the Bill, admitted that compensation for disturbance was a new experiment in Indian legislation. I believe it is a new experiment in legislation in any country. The only precedent with which I am acquainted is the Irish Land Law. The experiment was first tried by the Irish Landlord and Tenant Act of 1870, and it did not succeed. The causes of its failure, so far as I have seen them stated, were due chiefly to the inadequacy and unsuitability of the scale. The Irish Land Law of 1881 has, therefore, amended and increased the scale. Whether even this higher scale will suffice to protect the tenant no man can yet say. But the higher scale found necessary to give compensation for disturbance a fair chance in Ireland is not seven times the enhancement claimed, but a sum not exceeding seven times the whole rent. This is applicable to rents of £30 or under, which would practically include all rents paid by ordinary tenants in the Central Provinces. That is to say, if an Irish tenant sitting at a rent of £10 refuses to agree to an enhancement of £1, and is ejected in consequence, his landlord has to pay him a sum not exceeding £70 as compensation for disturbance. The same man in the Central Provinces can receive as compensation only £7. I am aware that the competition for land is at present much less keen in the Central Provinces than in Ireland; but compensation for disturbance is intended to protect the tenant when the competition for land in the Central Provinces has grown more intense. The contrast is equally great if the tenant submits to the enhancement. In Ireland, he would receive a statutory lease for 15 years at a rent fixed by a Court of law. At the end of that period the rent could only be raised upon cause shown by the landlord to the Court, in which case the tenant would get a fresh statutory lease for another term of 15 years, and so one for ever. The tenant in the Central Provinces has to submit to an enhanced rent, not as impartially fixed by a Court, but as demanded by his landlord and enforced by process of law. He receives protection from a further arbitrary enhancement by the same process for only for seven years, and at the end of the seven years he is entirely at the mercy of the landlord. This Bill substitutes for the old customary growth of occupancy-rights, which have existed from time immemorial in India, new legislative devices copied from the English law. But it deprives those devices of the stringency by which the English law renders them operative in favour of the tenant.

"I had hoped that the duty of stating these objections would have fallen to a member of the Council whose views would have carried the weight of greater experience than mine. My hon'ble friend Mr. Reynolds, one of the chief authorities in Bengal on questions of land-administration, signed the third report of the Select Committee with much hesitation, as he was not satisfied that the interests of the tenants were sufficiently protected. He has now written to me that he intended, if the Bill had come before the Council in Calcutta, to oppose it on grounds similar to those which I have taken up. If your Lordship will allow me, I should like to read the following sentences from his letter:—

'In regard to the tenants who have not yet acquired the rights of occupancy, and the tenants who may take land hereafter, the provisions of the Bill are disastrous. They are resident cultivators, and, whether they have held for twelve years or not, they are entitled under the common law of India to the status of occupancy-raiyats. But the Bill declares not only that they do not possess that status, but that they shall never acquire it. As to future tenants, the scheme is one of cottierism. Compensation for ejectment is quite a new experiment in India, and it may safely be said that it will be inefficacious. It is certain that the raiyat will submit to any exaction rather than surrender his holding. The Bill will reduce the great mass of the population to the condition of rack-rented tenants.'

"I do not go so far as my hon'ble friend either in regard to the common law of India, which has not yet been so accurately ascertained as in my opinion to permit of generalisations from it, or in regard to the disastrous consequences which he anticipates from this Bill. I believe that the Act as a whole will prove beneficial both in respect to the amended procedure which it lays down, and by the clearly defined status which it provides for the two superior classes of tenants. But I think that the abolition of the growth of occupancy-rights under the twelve-years' rule is particularly unfortunate at present. It is of the utmost importance that population should be induced to move into the unoccupied lands of the Central Provinces. I have shown that such a movement has already begun, and the Government is doing what it can to assist the movement by facilities of communication. But to tell the men who come in and clear the forest and bring the land under tillage that, while by their labours the landlord's rent shall rise and the Government revenue increase, they themselves shall never acquire occupancy-rights except by purchase, that, indeed, they shall never obtain a single further right in the soil than that which they possess on the first day that they break up the land, seems equally opposed to Indian custom in the past and to economic expediency in the present. Before considering this aspect of the Bill, I examined the available evidence regarding the movements of the people. It is to such movements quite as much as to the legislation now impending in Bengal, that we must look for a permanent remedy for the poverty and over-population of the Gangetic provinces. The facts available are of a scanty character, as the census does not show the children born to immigrants. But they suffice to disclose the inexpediency of putting any check upon the acquisition of land-rights in sparsely peopled tracts. Since the census of 1872 a vast new population of cultivators has sprunge up in the Central Provinces, all of whom have until to-day been acquiring occupancy rights; but not one of whom will now be permitted to complete the

acquisition of those rights, as the interval since the last census does not amount to twelve complete years. During the same period, more than a million of new koldings by tenants-at-will appear on the returns. How many individual tenants are represented by these holdings the statistics do not show. But every one of this million of new holdings will be now excluded from the customary growth of occupancy-rights. What Mr. Crosthwaite calls the 'residuum chiefly of new men,' at one time comparatively insignificant, but who now occupy nearly one-half of the whole area of tenants' holdings in the Central Provinces, and who will hereafter form the chief source of increase in the cultivation of those Provinces, are from to-day for ever debarred from acquiring occupancy-rights. I think it is much to be regretted that the movements of the people have never formed the subject of a comprehensive enquiry by the Government of India. I believe that the facts elicited by such an enquiry would have prevented this mistake in an Act which, in other respects, has been carefully considered, and which will prove beneficial to the people.

"I am aware that your Lordship's Government had in this Bill to find a workable middle line between two extreme parties—between the partisans of the landlords and the tenants' friends. I acknowledge the fairness and the skill with which that line has been struck, excepting at one point—a point not of immediate urgency, although of great future importance. The increasing population in the Central Provinces is already making itself felt in two waysby a rise of rent in some districts, and by a more intensive husbandry in others. The holdings of the two superior classes of tenants with occupancy-rights numbered just over a quarter of a million in 1872, with an average of 16 acres a-piece. They had increased to 11 million in 1882, with an average of under five acres. The holdings of the tenants-at-will were under half a million in . 1872, with an average of ten acres. They now exceed 1 million, with an average of three acres. During the last ten years, therefore, the tenants' holdings in the Central Provinces have increased more than four-fold in numbers, and have decreased to one-fifth of their previous average area. The time when the tenantsat-will must require protection is, therefore, not in the distant future. But for the Act which we are now about to pass, that protection would have been given under the customary twelve-years' rule of continuous occupation, and it was given in the earlier draft of the Bill. I believe that the protection thus accorded would have been in strict consonance with the teaching of the past and with the wants of the future. It would have been accorded without any injury to private . proprietary rights, for the Government has not yet permitted such rights to fully consolidate themselves in the Central Provinces. The proprietary body is there a comparatively recent creation of British rule, and still holds its land subject to conditions which the Government may make in favour of the tenants-at-will at the next settlement. In this respect the Government had an opportunity to provide for the future of the cultivators of the Central Provinces without infringing on proprietary rights—an opportunity which it has long since lost in Bengal, and which it will no longer enjoy even in the Central Provinces when private proprietary rights have consolidated. The very increase of population which will render a greater degree of protection necessary for the tenants, will also render it more difficult for the legislature to grant such protection without injustice to the landlords. The recognition of the pre-existing twelve-years' rule of occupancy under the safeguards recommended by the present Chief Commissioner of the Central Provinces, and set forth in the earlier draft of this Bill, would have got rid of that difficulty once and for ever. The rights of the cultivators would have grown with a natural and customary growth, as the necessity for such rights augmented. The problem which might at present have been so simple to deal with in the Central Provinces, has become complicated by private proprietary rights in Bengal. I therefore, equally with my hon'ble friend Mr. Quinton, enter a caveat against the arguments which I have used in regard to the Central Provinces being transferred, except with great caution and with many reservations, to the proposed Rent Bill for Bengal. I regret to observe a disposition in some of the papers before the Council to minimise this Bill as one intended only for the present, to refrain from seeking a basis for the tenants-at-will in the history of the past, and from attempting to forecast their necessities in the future. It was, therefore, with particollar pleasure that I listened to the exhaustive refrospect in the speech of the hon'ble the Legal Member to-day. For land-legislation, if it is to be fair, must be based on the history of the past, and, if it is to be safe, it must take into consideration the economic changes impending in the future. For the future will assuredly arrive and bring with it the consequences of the present. Those consequences, if unchecked in the Central Provinces, will in time produce a population of small tenants holding at competitive rents. I sincerely hope that those consequences will be checked, and I think the Government of India may be safely trusted to devise the means. For the great measures of land-legislation, with which your Lordship's name will for ever be associated, are in reality measures for the protection of the peasant. This Bill gives ample security to the cultivator so long as the population continues sparse; and I hope that additional safeguards will be provided as the population increases."

His Excellency THE PRESIDENT said :- "I should like to make one or two observations on the remarks which have fallen from my hon'ble friend Mr. Hunter. I listened with feelings of regret to a great portion of that speech, because I felt it was a very powerful argument against the provisions of this Bill, and I began to fear that the Bill might be open to the objections which he was urging against it. But I confess I was somewhat comforted by the last sentence of his speech, in which he said that this Bill made ample provision for the right of the cultivators so long as the population was sparse. That, however, is really all that the Bill professes to do. Certainly it was all I thought that the Bill would do. It appears to me that, in dealing with this very difficult question of the relations between landlord and tenant, what we · have to do is to treat it with reference to the varying conditions of different parts of India as they come before us when we undertake legislation. I feel strongly that legislation which might be wise for one province with a thin population might be altogether inadequate to provide proper securities for the cultivators of the soil in the more thickly populated districts of India.

"In preparing the Bill, the object of its framers has been to deal with the circumstances of the province at the present time. It is undesirable to interfere more than may be necessary in the relations between landlord and tenant, because such interference is always a delicate matter. I am not, however, one of those who object to interference of that kind when necessary, but I think it wise in undertaking such interference to pay careful regard to the agricultural arrangements of each district, and I am not at all inclined to attempt to force one uniform system upon all parts of the country.

"My friend Mr. Hunter spoke of the case of Ireland. He said that some of the proposals in this Bill were borrowed from Bills passed in respect of Ireland, and that they were even less extended in their scope than the proposals contained in the Irish Land Act of 1870, which have been proved to be inadequate. My answer to that objection is this. In Ireland you have a much more keen competition for land than at present exists in the Central Provinces. What may be inadequate in Ireland may not be inadequate in the present circumstances of the Central Provinces. It is very possible that this measure may not afford sufficient protection for the rights of ordinary tenants in the Central Provinces if their circumstances should change. But if they do change, it will be the duty of the Government of India to consider what legislative arrangements will be necessary to meet their altered condition. What we have endeavoured to do now is to provide for these circumstances as we find them, and to have recourse to the minimum of interference in the arrangements between landlord so and tenant, which appear to us to be sufficient to give the cultivators of the soil in those Provinces due protection against exorbitant enhancement of frent and arbitrary eviction. It is my hope that this measure will be effectual for that purpose; but this remains to be seen. I en or twenty years hence it is possible that these arrangements may be found inadequate, and, should that be the case, it will be for the Government of that day to apply a remedy.

"T confess, with respect to the twelve-years' rule, that I cannot speak of it with the amount of satisfaction with which it has been spoken of by my hon'ble friend Mr. Hunter. I share strongly the opinion expressed in an able paper on

the Bengal rent question by my friend Mr. Justice Cunningham, who brings forward there, very clearly and plainly, the objections which lie against any system which makes the acquirement of occupancy-rights dependent on the efflux of a fixed and determined period of time. All the evidence goes to show that that system is open to objection, and it is very undesirable that it should be allowed to grow up. My Hon'ble friend Mr. Hunter argues that the evils resulting from it have not yet sprung up in the Central Provinces; but there is evidence to show that they are already appearing there as the population increases; and it seems to me that it was advisable to put a stop to them now, rather than to wait till we have to encounter hereafter those difficulties which now meet us in Bengal. I yield to no man in the desire to protect the just rights of tenants, and I hope and believe that this Bill will operate to strengthen the position of the cultivating tenants of the Central Provinces. The Bill is not intended, as has been justly remarked by the Hon'ble Mr. Quinton, as a precedent to be followed in other provinces the condition of which is very different, but it is a measure applicable to the circumstances of the day in the Central Provinces; and, if hereafter it should require amendment, I have no doubt that the Government of India will know how to deal with any fresh circumstances which may arise."

The Motion was put and agreed to.

NATIVE PASSENGER SHIPS BILL.

The Hon'ble Mr. Ilbert moved for leave to introduce a Bill to amend the Native Passenger Ships Act, 1876. He said that the object of the Bill was to amend the Native Passenger Ships Act, VIII of 1876, with a view to provide for the better regulation of the pilgrim-traffic between British India and Arabia, This traffic had formed the subject of correspondence between the Secretary of State, the Government of India and the various Local maritime Governments in India. A careful consideration had brought the Government to the conclusion that the importance of the pilgrim-traffic made its detailed regulation imperative, and that, to secure uniformity of procedure, and thereby avoid the friction which must inevitably follow divergence between rules separately framed by different States, it was desirable that on all the more important points a common understanding should be come to among the Governments who were chiefly interested in the proper management of that traffic. The establishment of a practical coincidence between the general provisions of the local Turkish regulations and those of the law of India could only be effected by diplomatic correspondence between the British and Turkish Governments. But, since experience had shown that the provisions of the Indian law as it at present stood were insufficient to meet the peculiar exigencies of this traffic, and that in some respects they required revision, it seemed desirable, before attempting to bring about an assimilation of the British and Turkish laws, to make such amendments of our own law as were necessary to put it in a satisfactory state.

The Motion was put and agreed to.

The Hon'ble Mr. ILBERT also introduced the Bill.

The Hon'ble Mr. ILBERT also moved that the Bill and Statement of Objects and Reasons be published in the Gazette of India, and in the Fort St. George Gazette, the Bombay Government Gazette, the Calcutta Gazette and the British Burma Gazette in English and in such other languages as the Local Governments might think fit.

The Motion was put and agreed to.

RANGOON STREET TRAMWAYS BILL.

The Hon'ble Mr. Ilbert also moved for leave to introduce a Bill to authorize the making, and to regulate the working, of Street Tramways in Rangoon. He said that the Municipal Committee of Rangoon had entered into an agreement with Mr. J. W. Darwood by which they conferred upon him the exclusive right to construct and work public tramways within the limits of the municipality. The sanction of the Chief Commissioner had been obtained,

but legislation was necessary both for the purpose of giving the requisite powers for interference with the streets and for the purpose of regulating the use of the tramways.

- · The Motion was put and agreed to.
- · The Hon'ble Mr. ILBERT also introduced the Bill.

The Hon'ble Mr. Ilbert also moved that the Bill and Statement of Objects and Reasons be published in the Gazette of India, and in the British Burma Gazette in English and in such other languages as the Local Government might think fit.

The Motion was put and agreed to.

CATTLE-TRESPASS ACT, 1871, AMENDMENT BILL.

The Hon'ble Mr. Ilbert also moved for leave to introduce a Bill to amend the Cattle-trespass Act, 1871. He said that, by the Central Provinces Local Self-government Act passed at the beginning of this year, provision was made for transferring to the local authorities constituted under that Act some of the functions which, under the law as laid down in the Cattle-trespass Act, must be performed by the Magistrate of the district or the local officers, and also for crediting the surplus sale-proceeds of impounded cattle to the local fund. Provisions for the same purpose had been introduced both into the Bill which had been introduced at the Legislative Council of the Lieutenant-Governor of Bengal for amending the system of local self-government in that province, and also into the Bills now pending before this Council for local self-government in the Panjáb and the North-Western Provinces. There was no difficulty about these provisions so far as they were contained in the latter Bills, but doubts had been entertained whether, inasmuch as these provisions amounted to an amendment of the Cattle-trespass Act, their enactment would not be beyond the competency of a local legislature such as that of Bengal. Under these circumstances, the best course to adopt would be to make the Act more elastic by enabling Local Governments to make the requisite changes by executive order.

The Motion was put and agreed to.

The Hon'ble Mr. ILBERT also introduced the Bill.

The Hon'ble Mr. Ilbert also moved that the Bill and Statement of Objects and Reasons be published in the Gazette of India, and in the Fort St. George Gazette, the Bombay Government Gazette and the Calcutta Gazette in English and in such other languages as the Local Governments might think fit.

The Motion was put and agreed to.

PROTECTION OF INVENTIONS BILL.

The Hon'ble Mr. Ilbert also moved for leave to introduce a Bill for the protection of inventions exhibited in the Exhibitions of India. He said that this Bill had been prepared in view of the forthcoming Exhibition to be held at Calcutta next cold season. It had been brought to the notice of Government that the want of some such protection might probably deter inventors of important inventions from sending them, and thus prevent the exhibition of some interesting exhibits. The effect of the Bill, if it became law, would be that, if an inventor exhibiting his invention applied, within six months from the opening of the Exhibition, for leave to file a specification, the circumstance of the invention having been publicly used after the opening of the Exhibition would not affect his rights. The Bill was based on an English Statute which had been passed for a similar purpose, and the differences between he present Bill and the English Act were mainly to be explained by reference to the differences between the English and Indian Patent Acts.

The Motion was put and agreed to.

The Hon'ble Mr. ILBERT also introduced the Bill.

The Hon'ble Mr. Ilbert also moved that the Bill and Statement of Objects and Reasons be published in the Gazette of India, and in the local official Gazettes in English and in such other languages as the Local Governments might think fit.

The Motion was put and agreed to.

SUNDRY BILLS.

The Hon'ble Mr. Quinton moved that the Hon'ble Mr. Barkley be added to the Select Committees on the following Bills:—

Bill to provide for the constitution of Local Boards in the North-Western Provinces and Oudh.

Bill to make better provision for the Organization and Administration of Municipalities in the North-Western Provinces and Oudh.

The Motion was put and agreed to.

AGRICULTURAL LOANS BILL.

The Hon'ble Mr. Ilbert moved that the Hon'ble Mr. Quinton be added to the Select Committee on the Bill to consolidate and amend the law relating to loans of money for agricultural improvements.

The Motion was put and agreed to.

The Council adjourned to Wednesday, the 27th June, 1883.

D. FITZPATRICK,

Simla;
The 6th July, 1883.

Secretary to the Government of India,

Legislative Department.

GOVERNMENT OF INDIA.

LEGISLATIVE DEPARTMENT.

ABSTRACT OF THE PROCEEDINGS OF THE COUNCIL OF THE GOVERNOR GENERAL OF INDIA, ASSEMBLED FOR THE PURPOSE OF MAKING LAWS AND REGULATIONS UNDER THE PROVISIONS OF THE ACT OF PARLIAMENT 24 & 25 VIC., CAP. 67.

The Council met at Government House, Simla, on Wednesday, the 27th June, 1883.

PRESENT:

His Excellency the Viceroy and Governor General of India, K.G., G.M.S.I., G.M.I.E., presiding.

His Honour the Lieutenant-Governor of the Panjáb, K.C.S.I., C.I.E.

Lieutenant-General the Hon'ble T. F. Wilson, C.B., C.I.E.

The Hon'ble C. P. Ilbert, C.I.E.

The Hon'ble Sir S. C. Bayley, K.C.S.I., C.I.E.

The Hon'ble T. C. Hope, c.s.i., c.i.e.

The Hon'ble W. W. Hunter, LL.D., C.I.E.

The Hon'ble J. W. Quinton.

The Hon'ble D. G. Barkley.

AGRICULTURAL LOANS BILL.

The Hon'ble Mr. Quinton presented the Report of the Select Committee on the Bill to consolidate and amend the law relating to loans of money for agricultural improvements.

NATIVE PASSENGER SHIPS BILL.

The Hon'ble Mr. Ilbert moved that the Bill to amend the Native Pacsenger Ships Act, 1876, be referred to a Select Committee consisting of the Hon'ble Sir S. C. Bayley, the Hon'ble Mr. Hunter and the Mover.

· The Motion was put and agreed to.

RANGOON STREET TRAMWAYS BILL.

The Hon'ble Mr. Ilbert also moved that the Bill to authorize the making, and to regulate the working, of Street Tramways in Rangoon be referred to a Select Committee consisting of the Hon'ble Messrs. Hope, Hunter and Quinton and the Mover, with instruction to report in one month.

The Motion was put and agreed to.

CATTLE-TRESPASS ACT, 1871, AMENDMENT BILL.

The Hon'ble Mr. Ilbert also moved that the Bill to amend the Cattletrespass Act, 1871, be referred to a Select Committee consisting of the Hon'ble Sir S. C. Bayley, the Hon'ble Messrs. Quinton and Barkley and the Mover.

The Motion was put and agreed to.

PROTECTION OF INVENTIONS BILL.

The Hon'ble Mr. Ilbert also moved that the Bill for the protection of inventions exhibited in the Exhibitions of India be referred to a Select Committee consisting of the Hon'ble Sir S. C. Bayley, the Hon'ble Mr. Barkley and the Mover, with instruction to report in seven weeks. He said:—

"My Lord, I observed last week that this Bill was based on an English Statute. The Council are perhaps aware that a Bill to consolidate with amendments the Patent Law is now before Parliament; and I observe that a clause of that Bill, which purports to reproduce the Statute to which I have referred, contains a proviso which appears to me to be new, and which requires the exhibitor (in order that he may get the benefit of it) to give previous notice of his intention to exhibit. I mention this detail, as it may possibly be thought desirable to introduce a similar condition into the Indian Bill."

The Motion was put and agreed to.

The Council adjourned to Wednesday, the 11th July, 1883.

D. FITZPATRICK,

Simla; Secretary to the Government of India,

The 5th July, 1883. Legislative Department.

GOVERNMENT OF INDIA.

REVENUE AND AGRICULTURAL DEPARTMENT.

REPORTS ON THE STATE OF THE SEASON AND PROSPECTS OF THE CROPS FOR THE WEEK ENDING THE 3rd JULY 1883.

GENERAL REMARKS .- Heavy rain has fallen at Cuttack, Moulmein, and Akyab; elsewhere in Burma, Assam, and Bengal the rain has been lighter than in the previous week, but sufficient for present needs. Abundant rain and favourable weather are reported from the Central Provinces, and the monsoon current seems to have partially reached the North-Western Provinces and Oudh and the Punjab, though the rainfall has as yet been slight and insufficient. According to latest reports westerly winds prevail. In Central and Southern India more or less rain has fallen everywhere; in the Southern Mahratta Country, in Mysore, and parts of Rajputana a further supply is much needed; elsewhere it has been generally sufficient, while unprecedented floods are reported from Surat.

In Sind the dry weather of previous weeks has disappeared; a moderate quantity of rain has fallen and more is expected, but the rivers are unusually low.

Agricultural operations are in active progress throughout India, and, except in the tracts already mentioned as in need of more rain, prospects so far are favourable. Harvesting continues in Madras, and the standing crops in that Presidency and Mysore are in good condition. Rice is being sown and transplanted in Assam and Bengal, and in the latter province jute, sugarcane, and indigo are thriving wherever they have not been injured by floods.

Locusts are still prevalent in Bombay, but appear to be disappearing from Rajputana. Cattle-

disease exists in most provinces, but is at present severe only in parts of Burma.

Prices are variable, with a downward tendency wherever good rain has fallen.

Cholera still rages in Poona and Ahmednagar, elsewhere it is on the decrease; but fever is prevalent.

Presidency or Province and District.	e	Rainfall for week under report.	State of agricultural prospects.
Madras-(July 4th)			
Bellary		·42 (average of six stations).	Standing crops generally good; harvest paddy, yield average.
Kurnool		2.25 (average of nine stations).	Small-pox and cattle-disease in parts,
Ganjam		3:19 (average of six- teen stations),	Two cases of cholera.
Kistna		2.49 (average of twelve	Small-pox abating.
Chingleput (Madras)		stations). 8 (average of ten	Standing crops good where water available; harvest kar, paddy, &c.,
Coimbatore		stations). '59 (average of three	yield half; small-pox, cholera, and cattle-disease in parts. Standing crops generally good; harvest cholum and cumboo in parts,
Tanjore		stations). 3 (average of four	outturn above average; fever and cholera in parts. Standing crops generally good; 28 deaths from cholera.
Madura		stations).	Standing crops fair, except in one taluk; harvest dry crops in parts;
Malabar		8:34 (average of four-	fever slight in parts of one taluk. First crop progressing in all taluks; small-pox slight in nine taluks
Travancore		teen stations).	fever and cattle-disease in parts, latter slight. Paddy plants in good condition; fever prevails.
			General Remarks.—General prospects good.
Bombay-(July 4t	h)	in a shade of	
Kurraehee		Good showers of rain in Kurrachee—63 last Friday and Sun-	More rain threatening; 1 fresh case of small-pox in Kurrachee or 27th, 2 remaining sick; disease also in few villages in districts 19 fresh cases, 1 death, 20 remaining sick; fever in six talukas
		day.	river at Kotri on 2nd 12 feet, against 15 feet 6 inches last year damage anticipated to crops in Tatta from lowness of river; wheat red rice, and bajri in Kurrachee 26, 32 and 36 lbs., in Manjhand 28 32 and 48, in Sakro 16, 30 and 44, and in Mirpur Botoro 22, 36
Hyderabad		Rain in six talukas—average fall 1:36.	and 34 lbs. per rupee respectively. Lowness of river has caused anxiety; small-pox in four, fever in two and cattle-disease in three talukas; wheat 25, bajri 39, juari 46
Ahmedabad'	***	1.36	red rice 28, and white rice 22 lbs. per rupee. Total rainfall 5:42; sowing commenced; wheat 26 and bajri 29] he
Baroda	1.	8:24	per rupee, Total rainfall (10:89; public health good; sowing operations com
			menced ever, where, except in Amreli, where rain is wanted; trans- plantation of rice commenced in a few places of Naosari; baje
Surat			261 to 271 lbs. and rice 231 lbs. per British rupeer Total rainfall about 220; heavy and unprecedented floods i
Násik -		Good rain everywhere	Surat. Small-pox in Sinnar; cholera abating, 86 deaths reported; transplanting of rice and nagli and sewing of urd and mung nearly completed locusts in most talukas damaging rice and nagli plants; wheat 2 bajri 28, and rice 22 lbs. per rupee.

Presidency or Prov and District.		. Rainfall for week under report.	State of agricultural prospects.
Bombay—contd.			
Colaba (Bombay)		Rain every day; total of week 3.06.	Total rainfall to date 14 80, being 9 42 below average; abnormal ten perature from 2° cool to 1° warm; vapour in air normal; abnorm wind gradually backed from north-west on 1st to south on 3rd
Poona		Maximum '66 at Kharkala; minimum	gale on 3rd, thunderstorm on 29th. Slight damage to young crops by locusts in Ellawal taluka; choler cases 1,107, fatal 422; and in 37 and juari 44 lbs. per rupe
Ahmednagar		'09 at Bhimthari. 2:43 in Akola; 1:45 in Kopargaon; 1:16 in Nagar; 1:09 in Newasa; 1:05 in San- gamner; slight in all others.	in Poena bajri 32 and juari 39 lbs. per rupee. Sowing of kharif in progress in Shrigonda, Rahuri, Karjat, an Jamkhed; cholera in all talukas, 1,906 attacks and 817 deaths bajri—maximum 51 lbs. per rupee in Jamkhed, minimum 33 lbs. i Akola; juari—66 lbs. in Jamkhed, minimum 36 lbs. in Akola.
Sholapur	***	1.74	Total rainfall 12:58; kharif sowings in progress; fuari 58 and baji 51 lbs. per rupee; cholera cases 94, deaths 35.
Dharwar		Rain at all stations, except Ron—maxi- mum at Hangal, 4 26; very slight in east- ern talukas.	Standing young rice and sugarcane crops fair in Navalgund an Gadag talukas; sowing retarded for want of rain, and in Nargun petta, Hangal, and Karajgi by excess of rain, elsewhere ragi an juari sowings in progress where field had been already prepared public health good; scarcity of drinking-water in some villages of Nargund petta continues; juari 57 and rice 31 lbs. per rupee.
Kanara		Karwar, 7.58; Kumpta, 13.06; Sirsi, 6.67; Hallial, 2.31.	Transplanting and weeding continue, also sowing in some places; ric plants, sugarcane, and garden crops healthy; rainfall favourable small-pox in coast talukas; slight fever throughout the district common rice in Karwar 12 seers 2 chittacks per rupee, in district
Rajkot		Heavy rain night of 3rd 8.88.	average 14 seers per rupee. Total rainfall 10:06; weather cloudy, high wind blowing; cholera i six villages of Nawanagar, Und, and two other places; general healt good; bajri 28 and juari 34 lbs. per rupee.
•			General Remarks.—Rain throughout the Presidency and Sind, by urgently wanted in parts of Southern Mahratta Country, where sowin is retarded in consequence, river also low in Sind; sowing in gener progress; locusts in Násik, Poona, Ahmednagar, Khandesh, Tann and Ratnagiri; cholera in most Decean districts, Kaladgi, and Tanna small-pox, fever, and cattle-disease in a few places.
Bengal—(July 4th)		
Chittagong		7.42	Weather seasonable; transplanting of aus and sowing of amugoing on; prospects fair; prices steady; fever and cattle-diseau
Dacca		2.46	bad in Cox's bazar; cholera not yet abated. Amun paddy and aus being sown in one station owing to sudden riof water; crops on low lands in Nawabgunge under water; jute d stroyed to a certain extent by worms in the said station; aus riogen austrosed to a certain extent by worms in the said station; aus riogen austrosed to a certain extent by worms in the said station;
24-Pergunnahs (Cal-	cutta)	2.68	being harvested. Prospects of early and amun crops good; early crops doing well transplanting of amun paddy going on in parts of the district, an high lands being prepared for the crop; price of common rie
Moorshedabad		2.27	stationary; public health good. Prospects of crops favourable; bhadoi crops thriving well; sowing amun paddy still continues; public health on the whole good.
Rajshahye Burdwan		'49; slight rain 2'36	State of crops good; til an average crop. Ploughing for amun paddy going on; more rain wanted for transplanting in Cutwa and Cutwa sub-divisions, elsewhere rainfa
Rungpore		.22	sufficient and transplanting in progress; public health fair. Prospects of crops good; transplanting of amun paddy begun; kao and cheena milles being reaped; cholera still somewhat prevalen
Bhagálpur		.30	in some parts of the district. Prospects good except in Muddehporah, where floods have damaged the young paddy; fresh seed being sown; health good.
Purneah		-44	Paddy and indigo much improved; prices of food-grains stationary
Patna		1.62	public health fair; rivers falling. Prospects of standing crops good; ploughing and sowing going on makai has germinated in some places; cholera reported from Barr
Durbhunga		1.37	and Behar sub-divisions. Weather hot, cloudy, and showery; sowing of bhadoi and paddy crop and transplanting of paddy progressing; prices rising slightly cholera almost disappeared; health good.
Hazáribágh		1.14	Weather warm and cloudy; sowing of bhadoi and early rice continue
Cuttack		12.06; weather rainy	public health good. Rivers risen but falling to-day 3rd; sowing finished; plants comin up; prices stationary; public health generally good. General Remarks.—There has been generally seasonable rain durin the week; agricultural prospects are favourable, save in a few local
			ties where crops on low lands have suffered from excessive rai and floods; early rice and jute are doing well and ploughing an sowing of amun rice are in full progress; in some places transplanting of amun seedlings has commenced; in Behar and else
	•		where bhadoi sowings are being vigorously pushed on; sugarcan is thriving well and indigo prospects are fair; sesamum and cheena and kaon millets are being reaped, early rice is also being reaped in a few districts; public health generally fair, though choler still lingers in some districts, and fever is reported from a few.

Presidency or Province and District.	Rainfall for week under report.	State of agricultural prospects.
c .		
. W. Provinces and Oudh—		
Benares (July 3rd) Allahabad (,, 4th)	·3; Chandansi, 1·1 1·0 in four tabsils	Some kharif crops sown; no sickness of men or cattle; prices stead; Weather sultry, more rain wanted; cholera slightly on the increase prices steady.
Gorakhpur (" 2nd)	2-2	Sky cloudy ; kharif sowings in progress ; some small-pox, but no cas
Jhánsi ("") Agra ("3rd)	1:8; Mau, 1:5; Moth, :6; Garotha, 2:4. :2 to 1:4 in six par-	of cholera; prices steady. Weather cloudy and stormy; ploughing and manuring in progress prices rising; health good; no cattle-disease. Fever in two and small-pox in four parganas; sporadic cholera in fi
Bareilly (c., ,,)	ganas. 15 average	parganas; prices steady. Weather cooler; rains commenced on 30th ultimo; ploughing begun
Meerut (,, ;,)	8:0 to 3:0 average on	prices almost stationary; health remains good. Since then weather clear and hot; health good; prices stationary.
Kumaun	30th ultimo. Slight rain	Rains not set in ; crops doing well; health good; cattle-disease st
Lucknow (July 3rd)	9; Maliabad, 2.7; Mo- hanlalganj, 3.5.	prevalent; prices unchanged. Weather cool and cloudy; kharif sowings in progress; prices stead slight cholera in the city and small-pox prevalent in the Maho
Partabgarh (,, ,,)	Rain fairly general; slight in Kunda and Patti tabsils; being only 10.	pargana. A slight rise in prices; kharif crops being sown here and there; ge sral health good.
Sitapur (,, ,,)	·8 average	More rain now required; ploughing progressing slowly; sugar
Fyzabad ("")	No rain	cane healthy. Sowing of kharif crops commenced; cattle-disease in part of distric
Rae Bareli (" 2nd) Cawnpore (" ")	Sadr, '8 and '6 Average fall in eight parganas 1'1.	health good. Weather cloudy, wind easterly; cholera abating; prices stationary. Ploughing general, and sowing progressing in places; a few cas of cholera reported in two parganas and city; prices slightly rice
Farukhabad (" 3rd)	Rain throughout district, varying from	Sky clear since the rain fell; wind continues east; health people fair.
		General Remarks.—Rain has fallen in all reporting districts exce Fyzabad, but the fall has generally been slight, much the heavie fall was 8.0 in Meerut; ploughing and sowing for the kharif co tinue, but more rain is required in some districts; cholera reported from five districts; prices are rising in places, but are as rule stationary.
injab—(July 3rd)		
Delhi	3.20	Health fair; prices stationary.
Hissar Umballa	.30	No report received. Health fair; kharif ploughing in progress; prices stationary.
Jullundur	·40 ·40	Health good; prices steady. Health good; slight fall in prices.
Sialkot	2.10	Health good; prices steady.
Ferozepore Lahore	No rain 1.50	Health good; kharif ploughing in progress; prices fluctuating, Health good; prices steady.
Rawalpindi	Nearly 20	Health good; prices falling. Health good; kharif sowings continue; prices fluctuating.
Mooltan Dera Ismail Khan	70	Health good; rabi harvesting nearly completed; prices stationary.
Peshawar	*80	Health good; prices stationary. General Remarks.—Rain has fallen in nearly every district; heal generally good; rabi harvesting nearly completed; kharif sowin in progress in most districts.
ntral Provinces—		
Nagpur (July 4th)	9:39	Weather rainy; cotton sowings progressing; cholera slight; price
Property of the second	5:44	juari fallen. Weather wet and cold; sowings in progress; small-pox lingerin
Jubbulpore	2.87	prices stationary. Weather seasonable; cotton and other sowings general; prices stead
Subbulpore	7:99; heavy showers on 30th June and	Prices stationary. Weather seasonable; cotton and other sowings general; prices stead health good. Sowings progressing; 21 deaths from cholera; price of wheat slight fallen; prices stationary.
Jubbulpore Jaugor Seoni (July 3rd)	7.99; heavy showers	Weather seasonable; cotton and other sowings general; prices stead health good. Sowings progressing; 21 deaths from cholera; price of wheat slight fallen; prices stationary. Weather rainy and cloudy, occasionally with high winds; small-p in places; cholera 9 cases; sowings continued; wheat 14 and rice
Jubbulpore Saugor Seoni (July 3rd)	7:99; heavy showers on 30th June and 1st July.	Weather seasonable; cotton and other sowings general; prices stead health good. Sowings progressing; 21 deaths from cholera; price of wheat slight fallen; prices stationary. Weather rainy and cloudy, occasionally with high winds; small-p

Presidency or Province and District.	Rainfall for week under report.	State of agricultural prospects.
British Burma-	3	
Akyab (June 275h)	19:04	Total up to date 51'11; publichealth good; cattle-disease in four townships, severe in two; health of plough cattle good, except in two townships; ploughing in progress in Myohoung, about 41,000 acres
Rangoon	8.55	ploughed, no reports from other townships; wages of ploughing labour from 29 to 34 baskets per man per season. Total up to date 21:55; 2 fatal cases of small-pox, otherwise
Bassein •	2:43	public health good; prices of paddy from Rs. 88 to Rs. 89 per 100 baskets. Total up to date 22:53; 1 death from cholera in Laymyethus township, otherwise public health good; 11 deaths of cattle in
Prome	3:27	Laymyethna, 15 in Thaboung, 2 in Yaygyee, and 53 in Kyonepyaw townships; ploughing begun in different parts of district. Total up to date 16:27; public health good; eattle-disease in Shway-
Amherst (Moulmein)	3.85	lay and Mahthanan townships; ploughing has commenced. Total 41 59; public health in Moulmein and district good; cattle- disease slight in Yaylamaing, Amherst, and Martaban townships; severe in Baloogyoon and Halaingbweh townships; about 30 per cent
		fields ploughed in Amherst district, about 120 acres ploughed dur- ing week in Moulmein; ploughing and sowing progressing in Moul- mein; health of plough cattle good; sowing partial in Amherst district.
Toungoo	2.15	Total up to date 20.54; 1 death from small-pox in town, otherwise public health good. General Remarks.—Public health good; rainfall pretty uniform;
Total in the second		cattle-disease not on the increase and only sharp in parts of Amherst; price of paddy fairly steady; ploughing general; sowings broadcast and in nurseries here and there.
British Burma— (July 4th)		
Akyab	15.13	Total up to date 66:24; 4 deaths from small-pox in Koladan, other- wise public health good; cattle-disease in four townships, severe in two townships; health of plough cattle good, except in two
		townships; ploughing in progress, about 112,841 acres ploughed in four townships; ploughing wages 15 baskets lowest, 40 baskets highest.
Rangoon	3.99	Total up to date 25.54; I fatal case of small-pox, otherwise public health good; price of paddy from Rs. 88 to Rs. 90 per 100 baskets.
Bassein	6:76	Total up to date 29:29; 1 death from cholera in town, otherwise public health good; 42 deaths of cattle in Yaygyee and 105 in Kyonepyaw townships; ploughing progressing.
Prome	2.17	Total up to date 18:44; public health good; slight cattle-disease in Shwaylay and Mahthanan townships; ploughing operations being carried on all over district.
Amberst (Moulmein)	13.42	Total up to date 55.01; public health good; cattle-disease slight in Yaylamaing, severe in Amherst and Halaingbweh townships; in Amherst district ploughing progressing, about 35 per cent. fields
		ploughed; health of plough cattle good; sowings progressing, about 5 per cent. fields sown in Moulmein districts; ploughing and sowing progressing, about 100 acres ploughed during week.
Toungoo	8.47	Total up to date 24 01; public health good; 8 deaths of cattle in Tagaya township; ploughing just commenced, about 700 acres ploughed; health of plough cattle good; price of paddy from Rs. 30 to 85 per 100 health.
		to Rs. 65 per 100 baskets. General Remarks,—Public health generally satisfactory; cattle-disease unimportant except in parts of Akyab, Pegu, and Amherst districts, where it is severe; ploughing and sowing operations progressing; weather seasonable.
Assam—(July 4th) Ganhati	'10 for week ending 80th ultimo.	Weather very hot; fever and cattle-disease still prevalent in the interior; river subsiding; reaping of ahu paddy commenced; public health indifferent.
Sylhet Cachar	2:38 1:16	Crop prospects improved in tracts flooded lately, elsewhere good. Weather intensely hot; cultivation for sali and transplanting aus and sowing asra crops continue; common rice 16 sears per rupee; small-pox has again disappeared, 4 deaths reported from Katigora
Dibrugarh	1.00	weather very hot; transplanting of sali dhan commenced; cattle- disease reported from North Lakhimpur sub-division; public
Mysore and Coorg-		health improved.
Bangalore (July 4th)	418	Rain much needed throughout the district for agricultural operations; pasturage insufficient in some taluks; standing crops in good con-
Mysore	Slight rain in the taluks.	Standing crops in good condition, but need rain in some parts; prospects and public health good.
Mercara	6:66	Vacancies on coffee estates being supplied by seedlings; paddy and oragi crops above ground; slight rise in prices of food-grains; pub-
		lie health good. General RemarksGood rainfall at Shimoga and in the Kadur districts, light rain in other districts; standing crops and public health generally good; prespects favourable; average ruling prices—rice 13, ragi 33, and horse-gram 34 seers per rupee.

1802 SUPPLEMENT TO THE GAZETTE OF INDIA, JULY 7, 1883.

Presidency and D	or Provistrict.	vince	Rainfall for week under report.	State of agricultural prospects.
Berar & Hy	yderal			
	(0 01.)			
Amráoti			9.35	Kharif sowings progressing; wheat 16 and juari 16 eseers per rupee.
Akola		•••	1.26	Kharif sowings in progress.
Hyderabad			·	No report received.
Central Ind	lia Sta July	ates— 4th)		
Indore			2.61	Weather seasonable; agricultural prospects favourable; prices fall
Morar (Gwa	lior)		*86	ing; health good. Health good; weather cool and cloudy.
Sutna			3.36	Rain not yet general; weather warm; health good.
Rutlam		***		No report received.
Neemuch			3.53	Weather seasonable; public health good.
Goona		• • • • • • • • • • • • • • • • • • • •	3'54	Weather cloudy; health good; wheat 24 seers 8 chittacks per rupee ploughing commenced.
Sehore				No report received.
Agar			4.4	Weather seasonable; prospects and health good.
Sehore		•••	2.94	Weather cloudy; crops and public health good.
Nowgong			2.44	Ploughing and kharif sowings commenced; weather seasonable; cho lera and small-pox appeared towards north; prices steady.
Bhopawar	16		2.8	Health good; prices stationary; weather rainy; no sun for two days.
Rajputana-				•
Abu	(July	4th)	8.27	Heavy clouds and high winds during week, apparently regular monsoon has set in.
Sirohi	("	1st)	Occasional rain; 1.06	Fair supply in tanks and wells; health good; sowing for kharif begun weather cloudy at times and oppressively hot.
Marwar	(June	29th)	-22	Tanks all empty, water obtained from wells with difficulty; healtl good; absence of rain retards growth of crops; sky overcast; price rising.
Meywar	(July	1st)	*86	Tanks and wells fair; health very good; crop prospects good.
Harowti		30th)	Deoli, 2.31; Tonk, 8.07	
Jhallawar	(,,		4:37	Locusts still reported in one district; ploughing in progress.
Ajmere	(July	3rd)	'62	Weather cloudy ; Indian-corn sown ; health good.
Jeypore	("	")	1:30	Weather preparing for rabi sowings; some cholera cases at capital and districts; prices stationary.
Bhurtpore Ulwur	(July	3rd)	Average, 1.25	No report received. Cholera in four tahsils.
Nepal—(Jur	ne 28t	h)		
Actor			(4)	
Katmandu			3.90	Prospects good; showery and close weather.

T. W. HOLDERNESS,
Offg. Secy. to the Govt. of India.



SUPPLEMENT TO

The Gazette of Andia.

Nº 28.

CALCUTTA, SATURDAY, JULY 14, 1883.

OFFICIAL PAPERS.

A Supplement to the Gazette of India will be published from time to time, containing such Official Papers and information as the Government of India may deem to be of interest to the Public, and such as may usefully be made

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DEPARTMENT OF FIN

PRICES CURRENT OF FOOD-GRAINS THROUGHOUT

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a in the sub-divisions retail prices of sait are as follow .—Cuina 13-8 seers, Cutwa 10-8 seers and Rancegunge 12-12 seers.

à Retail price of sait at Laipore 11 seers, Onda 15 seers, Sonamukhi 12 seers, and Mejia, Bisneupore, Indas and Kotulpore 13 seers.

i In the interior retail prices of sait range from 10-s to 13-4 seers.

ANCE AND COMMERCE. INDIA FOR THE 1st HALF OF JUNE 1883.

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HYDERARAD AS- BIGNED DISTRICTS.	BRITISH BURMA.	CENTRAL PROVINCES.	Punjan-continued.	PROVINCES.	
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INDIA FOR THE 1st HALF OF JUNE 1883—continued.

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PRICES CURRENT OF FOOD-GRAINS THROUGHOUT

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DEPARTMENT OF FINANCE AND COMMERCE, (Statistical Branch.)

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### GOVERNMENT OF INDIA.

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## DEPARTMENT OF FINANCE AND COMMERCE.

DPPLEMENT TO THE STATEMENT OF PRICES CURRENT OF FOOD-GRAINS FOR THE 2nd HALF OF MAY 1883, PUBLISHED IN PAGES 1228 AND 1229 OF THE SUPPLEMENT TO THE "GAZETTE OF INDIA," DATED 23rd JUNE 1883.

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## • GOVERNMENT OF INDIA. PUBLIC WORKS DEPARTMENT.

## IRRIGATION BRANCH.

### IRRIGATION OPERATIONS IN BENGAL FOR THE OFFICIAL YEAR 1882-83.

Areas leased for Irrigation up to the end of March 1883.

			da -	1		Approxi-	Approxi- mate area			1	ETAILS (	F AREAS	LEASED				RAIN	PALL, 2-83.	RAIN 1887	FALL,	
Circle.	District.	Canal,	Estimated full dis-	Average discharge in	Dis- charge	mate area of land under	of land under irrigation	Five	Five			ANNUAL	LEASES.				188	2-83,	1801	-52.	REMARKS.
		to la	charge.	month,	utilized.	during month.	last year at same time.	years.	years. Khurreef.	Khurreef.	Rubbee.	Sugar- eane.	Bhadoi.	Hot weather.	Total.	GRAND TOTAL.	During month.	Up to end of month.	During month.	Up to end of month,	
	*	A. A.	C. ft.	C. ft.	C. ft.	Acres,	Acres,	Acres,	Acres.	Acres,	Acres.	Acres,	Acres.	Acres.	Acres.	Acres.	Inches.	Inches,	Inches.	Inches.	
	(	Kendrapara	1,269 372-82	261·12 160·74	65*61 64:00	247	874		53,688	***	48	71			119	53,807	)			*	1
. (	Cuttnek	Pattamocndee High Level, Section I	1,042 675	24'00 224'30	24.00	16			12,068 14,213	***	2 28	8		1	2 , 37	12,070 14,250	1				1.8
ssa .}		Taldunda, 1st Reach Ditto, 2nd do. Matchgong	1,300 650	146.00 12.00	} 15.00	262	150	Ę.,	11,008	***	23	***		Seeks .	23	11,031	1.12	86'32	0.00	59-29	3.0
. (	Balasore .	High Level, Section II Ditio do. III	650 727·16 727·16	23.00 176.07	23.00	* 15 24 96	16 32	***	31,466	***		240	***		240	31,466 1,620	),	1 44		4	5
1	- 1 ×	Total .		W		660	1,072		123,823		101	319		1	421	124,244				1.	
	Total of the clast year.	corresponding period of	*						123,823		89	268			357	124,180	17.	-,	""		1. 16
uth- stern. {	Midnapore . Howrah .	Midnapore	1,411 522	- 62 15			:::		87,232 12,857					-::		87,232 12,857	1°92 2°37	66°04 51°59	0.00	70°32 78°43	1. 1.
4	0.00	Total .	7			***		7	100,089					/444		100,089			1	***	1831
14.	Total of the clast year,	corresponding period of		***					103,862	***			1277			103,862	***	j		76	
		Western Main	4,342 1,226	1,162	344 249	1,578 5,383	970 3,878	3,302 10,019		3,269 15,088	1,356 5,548	1,217	11 45		5,853 23,888	9,185 33,907	} 0.65	28*57	0.00	40.33	77
. 1		Arrah	1,660	660	546	26,629	20,271	51,852		20,748*	5,324	2,864	35		28,971	80,823	0.52	36.82	9.00	46.03	* There were error the areas returned
	Gya1	Patna	1,466	196	159	29,360	23,157	214 10,918		9,777	1,245	834		1,343	317 13,189	24,117	} Nil	36.62	0.00	42.14	the Executive E
10.5		Total .				63,810	48,442	76,305		49,158	13,479	8,157	91	1,343	72,228	148,533					for the two c
	Total of the e	orresponding period of	3		·			42,810		36,930	19,970	18,948	***		70,748	113,558				***	cane) which
	9 .	Grand Total .				***		76,305	223,912	49,158	13,580	8,476	91	1,344	72,649	372,866		,	***	*	
5	Grand total of t of last year.	he corresponding period					- ***	42,810	227,685	36,930	20,059	14,116			71,105	341,600					1

The 19th June 1883.

G. F. E. S. NEILL, Major, M.S.C., Under-Secy. to the Govt. of Bengal, P. W. Department.

## IRRIGATION OPERATIONS OF FASL KHARIF IN THE NORTH-WESTERN PROVINCES, 1883, UP TO 31st MAY 1883.

	WATER		BUTED ( 1883,	DURING	uring	-puoc	3 1	L	AND IRRIG	ATED (	APPROX	MATE).					IN-	Buwares.
	AT REGU	N CANAL	TION, CT	CONSUMP- BIC FEET BCOND.	igation d	the corresp last year.	*					18.			4	April, to	previous se period,	Supply— Entering head of Ganges Canal
CANAL DIVISION.	Full supply.	Actual average throughout.	Allotted dis- charge.	Actual average throughout.	Total area of irri	Total area for th	ZILA.	Sugarcano.	Indigo.	Rice.	Cotton,	Other food-grain	Fodder crops.	Miscellaneous.	Total.	Total from 1st J	Average of ten years for the sam	Expended— Ganges ('anal
Northern Anúpsliahr Anúpsliahr Meerut Bulandshahr Aligarh	10.00 7.00 8.10 7.20 5.50	9.67 6.47 7.85 7.66 5.33	950 1,100 925 925 1,300	381 993 1,386 1,037 1,188	24,622 36,925 43,423 46,896 53,665	30,605 48,031 51,368 46,240 61,186	Saharanpur Muzaffarnagar Meerut Bulandshahr Aligarh Muttra	15,046 38,853 61,028 5,322 572 1,071	1,546 3,748 15,127 48,085 39,008 6,343	446 946 418 4 51	40 49 645 536 1 €28	12 16 88 259 168 11	112 234 284 9	983 2,001 1,743 600 379 303	18,185 45,847 79,333 54,815 40,179 8,356	1·40 2·0 ·42 2·30 1·40 1·10	1.53 1.13 .67 .31	Narora   ditto, Lower Ganges Canal   68     Mainpuri   ditto, ditto   85     Cawnpore ditto, ditto   311     Etawah   ditto, ditto   14     Percolation from Narora Division   242     Mainpuri ditto   774     Executive Engineer, Northern Division, Ganges Canal   reports that de-
Mainpuri .  O Narora Mainpuri .  Cawnpore Etáwah Bhoguipur .	9.00 7.00 8.20 5.80 7.00	7.76 5.95 5:19 4.04 6.13	975 600 825 975 950	444 514 591 1,243 875	10,614 20,231 40,384 46,282 20,492	11,649 28,335 44,111 55.191 19,868	Agra Etah . Mainpuri Fatehgarh Etáwah . Cawnpore . Delhi	1,044 1,252 2,521 2,152 4,830 4,697	2,333 20,519 26,854 12,681 35,238 85,772	1 20 5  528	60 2 31 	1 214 161 383 181 437	3 76 127 18	247 822 875 65 606 875 25	3,689 22,833 30,522 15,408 40,872 42,309	1·20 1·00 1·55 ·30	·87 ·44 ·77 ·53	mand was slack early in May; nearly all sugar has however need secured that; a smaller area is reported under sugar this year owing to low prices in market; that rain on 25th, 25th and 27th May had made sugar independent of canal water for 10 days; and that rice cultivation is progressing.  Executive Engineer, Anupshahr Branch, Ganges Canal, reports that the decrease in sugarcance is due to low price of zur, and the decrease in cladigo is attributable to dearness and scarcity of seed.  Executive Engineer, Meerul Division, Ganges Canal, reports that the
Total, Upper and Lower Ganges Canals			9,525	8,652	343,534	396,584	Gurgaon . Debra Dún . Bijnor . Tarái . Pilibhit .	995 768 571 1,176 750	3,136	10 724 	996	32	 	168 284 	5,338 1,776 571 1,176 750	.60 .60 1.10	·83 2·91 1·27	caused all agricultural operations to be backward: nence, authough there was an unusually large supply of water in the distributaries, the rice crop is only 25 per cent. of last year up to date; that owing to the rainfall varying from 05 to 29 inches all over the division in the last week of May, accompanied by hail and storms, the irrigation demand was slackened and in many places cotton fields were ploughed without
Eastern Jumna Canal Agra Canal Rohilkhand	4·74 8·50	4·44 7·2	1,300 1,300	1,176 819 178	47,520 16,672 6,251	50,342 25,856 11,287	Bareilly Jhánsi Hamírpur Total	4,325 11 11 146,995	250,405	3,157	2,989	1,962	867	1 39 10,016	4,325 13 54 416,391	1·40 90 		the sid of canal water; and that the cotton from has not yet practically taken water. The worm "kunsna" has attacked the sugarcane and some fields have been pluophed up.  Executive Engineer, Bulandshabr Division, Ganges Canal, reports that the demand during May was great and with difficulty met owing to the growth of sarwal and jungle in the distributaries; that on the 27th and 28th rain fell all oper the division, but was unequally distributed; that cotton sowing began about the 20th and with this rain is now in full swing, and that the falling off of sugarcane is due to low price of
Bijnor			:: :::	100	571 1,776 13 54	718 2,030 23 27	TOTAL FOR THE SAME PERIOD LAST YEAR .  Increase .	185,692	271,298	6,011	9,181	3,025	1,812	9,848	486,867			gur.  Executive Engineer, Aligarh Division, Ganges Canal, reports that as, compared with the estimate for May 1882, there is a decrease of 1,844 acres under sugaranae and 4,018 acres under tudigo. The first is due to the gluited state of the sugar market and the second to the high price of indigo seed; and that cultivators did not begin the preparation of land for cott n and food crop all the end e mo th.
Toras .	*	-		A 'c	416,391	486,867	Decrease .	38,697	20,893	2,854	6,192	1,063	945		70,476		5. 6.	Executive Eng neer, Narvara Division, Lower tinges Canal, reports that the irrigation recovered considerably from the effects of a late rabit this mouth, but rain which felt to an average total of 1 5 inches on several days between the 22nd and 28th unsettled the demand. Executive Engineer, Mainpuri Division, Lower Ganges Canal, reports that there was a strong demand for water up to the 20th, after which date

weather became cloudy with some rain and consequently the demand slackened; that the falling off of irrigation during the mouth, as compared with the irrigation in the same month of the previous year, which is due to the low supply in April, has not yet been made good, and that there is little doubt but that there will be a considerable falling off of the total areas as compared with last year.

Executive Engineer, Cawapore Division, Lower Ganges Canal, reports that the decrease of 3,227 acres as compared with last year's irrigation, is due to the loss on the Taria distributary as noted in April's return, and also due in a measure to excess returns submitted

by silladar last year.

Executive Engineer, Etawah Division, Lower Ganges Canal, reports that the decrease of 8,909 acres, as compared with last year's irrigation, is chiefly indigo. The price of the indigo seed is said to be more than double what it was last year, and the harvesting of the rabi was late this year, which facts probably account for the falling off.

Executive Engineer, Bhoguipur Division, Lower Ganges Canal, reports that there was a heavy demand throughout the month on all distributaries except the tail series where indigo cultivation is yet scarcely established.

Executive Engineer, Eastern Jumna Caner, Poorts that sugarcane is 4,400 acres short of last year, some will be made up but not all; that the deficiency is equally distributed and seems due to recent low prices of sugar and gur, &c., and that the water-supply was ample and the demand steady.

Executive Engineer, Agra Canal, Pepors that the season is very late, and that demand was very slack up to 20th May, from which date supply began to fail.

Executive Engineer, Robilkhand Canals, reports that there was great demand for water, and that this is the first month in which water has been taken freely for sugarcane, which crop appears very backward this year; and although last month's area is nearly doubled, the total area watered is not much more than half of what was reported last year.

W. P. V. HÖRST,

Offg. Asst. Secy. to Govt., N.-W. P. and Oudh, P. W. D., Irrigation Branch.

ALLAHABAD, The 21st June 1883.

Down			•	AGRA (	CANAL.			
Mds.   No.   No.   Mds.   No.   No.   Mds.   No.   N	NATURE OF TRANSPIC.	William I	P	RINCIPAL ITEM	IS OF TRAFF	ic.		REMARKS.
		U	p.	Do	wn.	Total up a	nd down.	
Section   Sect	Grains—	Mds.	No.	Mds.	No.	Mds.	No.	
Paddy or dhún   Bright or mixed grain   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100   100	Gram	P 9		450		450	•••	
Discrete	Paddy or dhán		b u					Particular
Master   Marker   Manufact   Ma	Urd				***			1883, 1 1882,
Bairs   Salar   Sala	Arhar		١					Ton mileage
Total	Bájra Maize or Indian-corn			:::	•••			
Cotten Oil-seeds Salt Metals Miscellaneous goods Firewood Bamboos  Timber— Poles and unsquared timber Karis and squared timber Logs Miscellaneous timber Live-stock  Total during corresponding feriod of flast year  150  150  150  27,725  4,460  4,460  4,460  5,725  4,460  4,460  5,725  6,7860  35,585  Total during corresponding feriod of flast year  12,390  1,335  1,335  1,900  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,5290  1,				700		700	***	
Cotton   Oil-seeds   150	Committee that the second of t		3	A				
Metals Building materials Miscellaneous goods Firewood Bamboos  Timber— Poles and unsquared timber Karis and squared timber Logs Miscellaneous timber Live-stock  Grand Total  27,725  7,860 35,585  Total During Corresponding period of last year  Increase 15,335 4,960 20,295	Oil-seeds	7		Seed"		150		
Firewood Bamboos  Timber— Poles and unsquared timber Karis and squared timber Logs Miscellaneous timber Live-stock  Grand Total 27,725  Total during corresponding period of last year 12,390  INCREASE 15,335  A,960  20,295	Metals Building materials	27,725		*	•••			
Timber— Poles and unsquared timber Karis and squared timber Logs Miscellaneous timber Live-stock  Grand Total  Grand Total  12,390  INCREASE  15,335  A,960  20,295  DECRESSON TO TOTAL  DESCRIPTION OF LAST YEAR  15,335  A,960  20,295	Firewood .		w \$-				•••	
Raris and squared timber Logs Miscellaneous timber Live-stock  Grand Total 27,725 7,860 35,585  Total during corresponding period of last year 12,390 15,290  Increase 15,335 4,960 20,295	Poles and unsquared timber		4			1		
CRAND TOTAL   27,725     7,860     35,585	Logs Miscellaneous timber	1	***		***	* III	***	
Total during corresponding period of last year . 12,390 2,900 15,290  Increase . 15,335 4,960 20,295	Live-stock .						•••	Fair traffic up after the closure, but things were very slack by the end of the month rates offered for boating stone up would hardly cover haulage expenses.
December	Maria Cara Cara Cara Cara Cara Cara Cara		_					
Decrease .	• INCREASE	15,335		4,960		20,295		
ALLAHABAD,	DECREASE .	***			·			

The 21st May 1883.

W. P. V. HÖRST,
Offg. Asst. Sery. to Govt., N.-W. P. and Omlh,
P. W. D., Irrigation Branch.

		U	PPER G.	ANGES C.	ANAL.			LOW	ER GAI	NGES CA	LNAL.		UPP		CANA		GANG	ES	UPP	ER AN	D LOW	ER GAN	GES CAN	ALS.
	711.49	PRINC	CIPAL ITE	ms of Loc	AL TRAFF	ıc.	Pri	NCIPAL	ITEMS	OF LOCAL	TRAFF	ic.	PRI		TEAFF!		Гнвотог	1	Par	NCIPAL		LOCAL .	AND THEO	одн .
	UI		Do	wn.	Total u		Up	. #	Do	wn.		up and wn.	Up		Down	1.	Total up		Up	.	ı - Dow	n.	Total sp ar	nd down
GRAINS.  Grain  Grain  Rice  Paddy or dhân  Bejhar or mixed grain  Urd  Múng  Arhar  Masúri  Juár	Mds	Nos	Mds. 6,471	Nos	Mds. 6,471  897  150	Nos	Mds. 2,032 50 131 10	Nos	Mds. 4,890  150 	Nos	Mds. 4,89) 2,032 50 150 131 10	Nos.	Mds 2,015 712	Nos.	Mds. 11,057	20, 111, 121, 121	Mds. 11,057 2,015   712	Nos.	Mds. 4,047 50 131 872	Nos.	Mds. 22,418 150 897	Nos	Mds. 22,418 4,047 50 150 897 131 872	Nos
Sájra		:::		1		:::		::	:::	 		.ï.			:::	: :						2W		I d
Total .	150		7,368	::	7,518	•••	2,223	***	5,040		7,263		2,727		11,057		13,784		5,100		23,465		28,565	
Cotton Dil-seeds Salt Metals Building materials Miscellaneous goods Firewood Bamboos Poles and un- squared timber.	487 273 36,925 260 595		200 25,219 300 16,483 93,698 12,200	1,873,960	487 473 62,144 560 17,078 93,698 12,200	1,873,960 12,200	58 808 800 22,642 14 12,698 460 300	9,200 300	100000	99,920	603 9,854 2,160 1,050 28,592 3,932 25,898 5,456 300	    109,120 300			981 1,445 27,598 806 1,396 6,982 		981 2,320 27,598 3,217 1,396 11,663 641 41	   820	933 1,295 3,484 59,567 4,955 19,334 501 300	10,020	1,584 11,241 28,950 1,256 32,565 11,200 29,683 98,694 12,200	  1,973,880 12,200	1,584 12,174 30,245 4,740 92,132 16,155 49,017 99,195 12,500	   1,983,900 12,500
squared timber. Karis and squared timber. Logs discellaneous timber	750 200	38	28,624	[	28,674 750 301	31,110 38 602		400	960	 1,920	1,160	2,320	9 8	₁₆			8	₁₆		59 38 816	28,624	31,060  2,122		31,119 38 2,930
GRAND TOTAL .	39,690		184,193	1,917,422	223,883	1,917,910		9,900	46,065	118,040					50,265	_	67,058	845	96,686	11.233	280.523	2.019.262	377,209	2.030.49
OTAL DUBING CORRES- PONDING PERIOD OF LAST YEAR.	39,307			2,405,136		2,405,136			13,667			131,886	24,206	_	19,117	-	43,323	_	88,891	871		2,537,022		
INCBEASE .	383	488		·			14,825	9,900	32,398		47,223		7,413		31,148		23,735		7,795	10,362	54,452	•	62,247	
DECREASE :			9,094	487,714	8,711	497,226	F.,,	272		30,046		20,146		26				26				517,760	•	507.39

Total, Upper and Lower Ganges Canals. Upper Ganges Lower Ganges Ganges Canals Canal (local). Canal (local). Particulars. (through). 1882. 1882. 1883. 1882. 1883. 1883. 1882. 1883. Tonnage, including weight of timber and bamboos 8,224 3,169 1,591 2,464 8,544 1,434 11,569 13,857 Ton mileage 563,540 892,152 348,708 199,060 377,067 1,111,308 348,523 166,562 Value of goods 3,74,253 1,36,576 1,65,156 3,03,601 2,05,425 7,44,834 5,76,124 1,30,946 Number of passengers 179 49 54 189

W. P. V. HÖRST,

Offg. Asst. Secy. to Govt., N.-W. P. & Oudh, P. W. D., Irrigation Branch.

ALLAHABAD.

The 21st June 1883.

ERRATA

In column "Total up and down Traffic" in statement for Upper and Lower Ganges Canal for April, 1883, opposite Grand Total for "213,123" maunds, read "313,123" maunds; and in the same column for decrease "9,496" maunds, read increase "90,504" maunds.

In he Upper and Lower Ganges Canal Traffic Statement for June, 1883, against "Ton mileage" in column showing "Through" Traffic 1882, for "2,226,239" read "20,301," and similarly in the statement for August, 1883, for "37, 362" read "29,992."

### GOVERNMENT OF INDIA.

## PUBLIC WORKS DEPARTMENT. RAILWAY TRAFFIC.

No. XIV or 1883.

## • APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Latest return		means open.	RECEIPTS I WEEK ENDING APRIL 188	15TH	тевп ореп.	RECEIPTS : WEEK ENDING APRIL 188	14TH	TOTAL RECEIP 1ST TO 15TH 1882.	APRIL	TOTAL RECEIP 187 TO 14TH 1883.	APHIL	Total	Total
received.	Railways.	Total length	Total.	Per mile open,	Total length	Total,	Per mile open.	Total.	Per mile open per week,	Total.	Per mile open per week.	Increase in 1883-84.	Decrease in 1883-8
16th June 1883	Guaranteed. Eastern Bengal	172	# 75,242	R 437	207	# 97,363	₽ 470	# 1,59,380	₽ 433	R 2,12,816	R 514	R 53,436	R
9th ditto .	Oudh and Rohilkhund	547	1,10,826	203	547	1,62,096	296	2,40,506	205	2,76,087	252	35,561	•
16th ditto	Sind, Punjab & Delhi .	676	2,09,455	310	725	2,49,980	345	4,88,400	337	5,23,701.	361	35,301	
9th ditto .	Madras	858	1,28,127	149	861	1,25,298	146	2,91,543	159	2,69,790	157		21,75
9th ditto .	South Indian	655	70,864	108	655	72,392	111	1,51,111	108	1,44,844	111		6,26
16th ditto .	Great Indian Peninsula	1,447	10,38,525	718	1,458	10,02,573	688	21,25,646	685	19,99,096	686		1,26,55
9th ditto .	Bombay, Baroda and Central India	461	2,76,081	599	461	2.98,651	648	5,67,741	575	5,74,641	623	6,900	
	TOTAL .	4,816	19,09,120	396	4,914	20,08,353	409	40,24,327	390	40.00,955	407	1 33	23,37
16th June 1883	• State. East Indian	1,507	8,76,066	581	1,507	10,39,126	690	19,20,380	595	20,42,862	678	1,22,482	
9th ditto .	Calcutta and South- Eastern	28	2,842	101	43	5,255	122	5,988	99	11,089	129	5,101	
16th ditto .	Nalbati	27	1,307	48	27	1,531	57	2,883	50	3,339	62	456	
2nd ditto .	Northern Bengal .	233	35,784	154	230	39,874	173	80,620	163	87,984	191	7,364	
16th ditto .	Tirhoot	85	12,903	152	157	16,670	106	28,461	156	35,303	112	6,842	
12th May 1883	Patna-Gya	57	12,146	213	57	14,426	253	* 28,140	230	29,086	255	946	
9th June 1883	Muttra-Hathras	29	2,972	102	29	2,490	86	5,773	93	5,699	98	3.1.43	7
16th ditto .	Cawnpore-Furrakhabad	87	6,064	70	87	6,026	69	13,842	74	10,969	63		2,87
16th ditto .	Dildarnagar-Ghazipur	12	943	79	12	1,143	95	2,105	82	2,408	100	303	
16th ditto .	Rajputana-Malwa .	1,117	2,41,686	216	1,116	2,70,069	242	5,15,724	216	5,28,928	237	13,204	
16th ditto .	Wardha Coal	45	13,144	292	45	19,879	442	27,912	289	35,947	399	8,035	
16th ditto .	Nagpur & Chhattisgarh	98	19,197	196	149	47,857	321	40,645	193	95,248	320	54,603	
16th ditto ,	Rangoon and Irrawad- dy Valley	161	48,982	304	161	37,769	235	1,03,959	301	77,955	242		26,004
16th ditto .	Sindia	75	6,154	82	75	7,738	103	14,813	92	14,564	97		248
16th ditto .	Punjab Northern .	368	68,926	187	422	63,464	150	1,62,877	206	1,40,927	167		21,950
16th ditto .	Indus Valley and Kan- dahar	660	78,194	118	660	1,32,378	201	1,66,647	118	2,68,256	203	1,01,609	
16th ditto .	Muttra-Achnera .	23	1,337	58	23	2,485	108	2,497	50	4,901	107	2,404	
9th ditto .	Kaunia-Dhurla	32	2,269	71	32	1,960	61	674	68	4,141	65		533
16th ditto .	Rewari-Ferozepore .				89	1,727	19		·	3,983	22	3,988	
	TOTAL .	3,137	5,54,850	177	3,414	6,72,741	197	12,07,560	180	13,60,727	199	1,53,167	
16th June 1883	Native States. Bhavnagar-Gondal .	194	29,992	155	193	29,341	152	61,517	148	59,474	154		2,045
9th ditto .	Fizam's	121	19,483	161	121	14,700	121	35,483	136	28,436	118		7,047
2nd ditto	Mysore	86	5,708	66	86	4,376	51	11,774	64	11,137	65		637
16th ditto ?	Jodhpore				19	628	33	34		1,550	41	1,550	
	* TOTAL	401	55,183	138	419	49,045	117	1,08,774	127	1,00,597	120	B	8,17
	GRAND TOTAL	9,861	33,95,219	344	10,254	37,69,265	367	72,61,041	344	75,05,141	366	2,44,100	
GROSS EST	TMATED EXPENSES .	1						33,40,079	158	36,02,468	176		
	NET RECEIPTS				-		-	39,20,962	186	39,02,678	190	e	18,280

R. A. SARGEAUNT, Major, R.E.,

Offg. Under-Secretary.

SIMLA.
The 2nd July 1883.

No. XV or 1883.

## APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

£		mean open.	RECEIPTS FOI ENDING 2: APRIL 18	ND	me	RECEIPTS FOR ENDING 21st 1883.		TOTAL BECEING 187 TO 22NG 1882,		TOTAL RECEIP 1ST TO 21ST 1883.	APRIL	Total	Total
received c	e Railways,	Total length	Total.	Per mile open	stal ength	Total.	Per mile open	Total.	Per mile open per week.		Per mile open per week.	Increase in 1883-84.	Decrease 1883-84
16th June 1883	Guaranteed. Eastern Bengal	172	# 70,371	R 409	207	R 93,912	R 454	R 2,29,751	# 425	e * R 3,06,728	R 494	R 76,977	.R
9th ditto .	Oudh and Robilkhund,	547	1,23,299	225	547	1,65,184	302	3,63,804	211	4,41,261	269	77,447	
16th ditto .	Sind, Punjab and Delhi	676	1,99,427	295	741	2,42,790	328	6,87,827	324	7,66,491	350	78,664	
9th ditto .	Madras	858	1,34,439	157	861	1,26,350	147	4,25,992	158	3,96,140	153	1 at 1	29,84
9th ditto .	South Indian	655	70,631	108	655	90,002	137	2,21,742	108	2,34,846	119	13,104	
16th ditto .	Great Indian Peninsula	1,447	9,96,754	689	1,458	10,50,062	720	31,22,400	6-6	30,49,157	697		73,24
9th ditto .	Bombay, Baroua and Central India	461	2,75,157	597	461	3,17,457	689	8,42,898	582	8,92,098	645	49,200	
	TOTAL .	4,816	18,70,078	388	4,930	20,85,757	423	58,94,404	389	60,86,711	412	1,92,307	
16th June 1883	State. East Indian	1,507	9,23,200	613	1,507	10,35,434	687	28,43,581	601	30,78,297	681	2,34,716	
9th ditto .	Calcutta and South- Eastern	28	2,713	97	43	5,729	133	8,702	99	16,818	130	8,116	112
16th ditto .	Nalhati		1,319	49	27	1,896	70	4,202	50	5,235	65	1,033	
2nd ditto .	Northern Bengal	27	36,128	155	230	37,181	162	1,16,748	160	1,25,165	181	8,417	1
		233		181									
6th ditto .	Tirhoot	85	15,356		157		215	43,817	164	53,505	114	9,688	***
2th May 1883	Patna-Gya	57	25	191	57	100	215	39,024	218	41,338	242	2,314	
9th June 1883	Muttra-Hathras	29	100000000	107	29	3,144	108	8,889	97	8,843	102		4
16th ditto .	Cawnpore-Furrakhabad	87	6,518	75	87	6,706	77	20,360	74	17,674	68	m	2,68
6th ditto .	Dildaruagar-Ghazipur.	12	938	78	12	1,267	106	3,042	81	3,675	102	633	
6th ditto .	Rajputana-Malwa .	1,117	2,36,956	212	1,116	2,70,341	242	7,52,680	214	7,99,269	239	46,589	***
16th ditto .	Wardha Coal	45	12,640	281	45	18,536	412	40,552	287	54,483	403	13,931	
6th ditto .	Nagpur and Chhattis- garh	98	23,043	235	149	49,687	333	63,688	207	1,44,935	324	81,247	٧
16th ditto .	Rangoon and Irrawaddy Valley	161	42,310	263	161	37,696	234	1,46,269	289	1,15,651	239	4	30,618
6th ditto .	Sindia	75	6,655	89	75	6,702	89	21,468	91	21,266	95		. 202
6th ditto .	Punjab Northern	368	67,153	182	422	66,414	157	2,30,029	199	2,07,341	164		22,688
6th ditto .	Indus Valley and											THE A.	
	Kandahar	660	78,364	119	660	1,44,409	219	2,45,011	118	4,12,665	208	1,67,654	
6th ditto .	Muttra-Achnera	23	1,387	60	23	1,868	81	3,884	53	6,769	98	2,885	
9th ditto .	Kaunia-Dhurla	32	1,993	62	32	1,893	59	6,667	66	6,033	63	-0	63
6th ditto .	Rewari-Ferozepore .				89	1,632	18			5,615	21	5,615	1
	TOTAL .	3,137	5,47,474	174	3,414	6,85,555	201	17,55,032	178	20,46,280	200	2,91,248	
PROPERTY.	Native States. Bhavnagar-Goudal .	194	34,233	176	193	36,162		95,750	157	95,636	165	a	114
9th ditto .	Nizam's	121	18,056	149	121	14,414	119	53,539	141	42,851	118		10,688
2nd ditto .	Mysore	86	4,977	58	86	4,977	58	16,751	62	16,114	62		637
6th ditto .	Jodhpore				19	698	36			2,248	39	2,248	· ···
	TOTAL .	401.	57,266	143	419	56,251	134	1,66,040	131	1,56,849	125		9,191
	GRAND TOTAL .	9,861	33,98,018	345	10,270	38.62,997	376	1,06,59,057	344	1,13,68,137	369	7,09,080	,
GROSS ESTI	MATED EXPENSES .							49,03,166	158	54,56,706	177	, 0	
	NET RECEIPTS .		- i				.0.	57,55,891	186	59,11,431	192	21,55,5₺	

R. A. SARGEAUNT, Major, R. E.,

Offg. Under-Secretary.

SIMLA, The 2nd July 1883.

No. XVI or 1883.

## APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Latest Return		mean open.	RECEIPTS WEEK ENDING APRIL 18	o 29rn	F 64	RECEIPTS WHEN ENDIN	G 28TH	Total Receip 187 TO 29TH 1882.		Тотал Rиспі 18т то 28ти 1883.	APRIL	Total	Total
received.	Railways,	Total length c	Tctal.	Per mile open	48	Total.	Per mite open,	Total,	Per mile open per week.	Total.	Per mile open per week.	Ingrease in 1883-84.	Decrease in 1883-84,
16th June 1883	Guaranteed. Eastern Bengal.	172	R 79,529	# 462	207	# 89,884	R 434	R 3,09,280	R 434	₹ 3,96,612	R 479	R 87,332	R
9th ditto .	Oudh and Rohilkhand.	547	1,16,279	213	547	1,49,223	273	4,80,083	212	5,90,474	270	1,10,391	
16th ditto .	Sind, Punjab and Delhi	676	1,61,431	239	741	2,26,786	306	8,49,258	302	9,93,277	339	1,44,019	
9th ditto .	Madras	858	1,36,122	159	861	1,31,968	153	5,62,104	158	5,28,108	153		33,996
9th ditto .	South Indian	655	95,424	146	655	77,585	118	3,17,166	117	3,12,429	119		4,737
16th ditto .	Great Indian Peninsula	1,447	10,03,186	693	1,458	10,51,026	721	41,25,586	688	41,00,183	703	101	25,403
9th ditto .	Bombay, Baroda and Central India	461	2,91,732	633	461	3,39,239	736	11,84,630	594	12,31,338	668	96,708	
	TOTAL .	4,816	18,83,703	391	4,930	20,65,711	419	77,78,107	390	81,52,421	414	3,74,314	
16th June 1883	State. East Indian	1,507	9,34,552	620	1,507	10,69,828	710	37,78,133	605	14,48,125	688	3,69,992	
9th ditto .	Calcutta and South- Eastern	28	6,224	222	43	6,583	153	14,925	129	23,401	136	8,476	
16th ditto .	Nalhati	27	1,299	49	27	1,651	61	5,501	49	6,886	64	1,385	
2nd ditto .	Northern Bengal .	233	40,325	173	230	50,460	219	1,57,074	162	1,75,625	191	18,551	
16th ditto .	Tirhoot	85	13,757	162	157	17,050	109	57,574	164	70,555	112	12,981	- 1
2th May 1883	Patna-Gya	57	9,144	160	57	9,813	172	48,168	204	51,151	224	2,983	7.00
th June 1883	Muttra-Hathras	29	2,989	103	29	2,864	99	11,878	99	11,707	101		171
16th ditto .	Cawnpore-Furrakhabad	87	7,779	89	87	7,047	81	28,138	78	24,727	71		3,416
16th ditto .	Dildarnagar-Ghazipur .	12	1,238	103	12	1,232	103	4,281	86	4,907	102	626	
16th ditto .	Rajputana-Malwa .	1,117	2,26,526	203	1,116	2,91,073	261	9,79,206	211	10,90,342	244	1,11,136	
16th ditto .	Wardha Coal	45	14,774	328	45	29,781	662	55,327	297	84,264	468	28,937	
6th ditto .	Nagpur and Chhattisgarh	98	21,972	224	149	52,427	352	85,660	211	7,97,362	331	1,11,702	
16th ditto .	Rangoon and Irrawad- dy Valley	161	37,358	232	161	40,856	254	1,83,627	275	1,56,507	243		27,120
16th ditto .	Sindia	75	6,873	92	75	6,019	80	28,341	. 91	27,284	91		1,057
16th ditto .	Punjab Northern .	368	56,358	153	422	60,002	141	2,86,387	188	2,67,343	158		19,044
16th ditto .	Indus Valley and Kan- dahar	660	95,853	145	660	1,60,944	244	3,40,864	125	5,78,609	217	2,32,745	
16th ditto .	Muttra-Achnera	23	1,190	52	23	1,461	64	5,074	53	8,230	89	8,156	
9th ditto .	Kaunia-Dhurla	32	2,767	87	32	2,064	64	9,434	71	8,097	63		1,337
16th ditto .	Rewari-Ferozepore .				89	3,631	41			9,246	26	9,246	***
	TOTAL .	3,137	5,46,426	174	3,414	7,44,958	218	23,01,459	177	27,91,238	204	4,89,779	-10.00
	Native States. Bhavnagar-Gondal .	194	31,987	165	193	31,018	161	1,27,737	159	1,26,654	164		1,083
9th ditto .	Nizam's	121		148	121	16,609	137	71,479	143	59,459	123		12,020
2nd ditto .	Mysore	86	5,279	61	86	4,608	54	22,030	62	20,722	60		1,308
16th ditto .	Jodhpur				19	609	32			2,857	38	2,857	
Si disenti	TOTAL .	401	55,206	187	419		126	2,21,246	133	2,09,692	125		11,554
	GRAND TOTAL .	3,861	34,19,887	347	10,270	39,33,341	383	1,40,78,945	344	1,53,01,476	373	12,22,531	*
	MATED EXPENSES .							64,76,315	158	73,44,708	179		
	NET RECEIPTS .			***			***	76,02,630	186	79,56,768	194	3,54,138	-/

R. A. SARGEAUNT, Major, R.E.,
Offg. Under Secretary.

Simla, .
The 2nd July 1883.

### No. XVII or 1883.

### APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Latest Return		mean open.	RECEIPTS I WEEK ENDING MAY 188	g 6rn	mean open.	RECEIPTS I WEEK ENDING MAY 1880	o STH	TOTAL RECEIP 18T April TO MAY 188	о бти	TOTAL RECEIP 18T APRIL 1 MAY 188	HTG OH	Total	Total
received.	Railways.	Total length	Total.	Per mile open.	Total length	Total.	Per mile open.	Total.	Per mile open per week	Total.	Per mile open per week.	Increase in 1883-84.	Decrease in 1883-84.
1	Guaranteed.	7.11	R	R		R	R	R	R	• R	R	R	R
	Eastern Bengal	172	69,003	401	207	98,790	477	3,78,283	428	4,95,401	479	1,17,118	
16th ditto .	Ondh and Rohilkhund .	547	1,27,855		547	1,46,428	268	6,07,938	216	7,36,992	269	1,28,964	
16th ditto .	Sind, Punjab and Delhi	676	1,67,781	13.00	741	2,22,992	301	10,17,039	293	12,16,269	331	1,99,230	
16th ditto .	Madras	858	1,45,669		861	1,31,030	152	7,07,778	160	6,59,138	153		48,635
16th ditto .	South Indiau	655	87,285		655	79,982	122	4,04,451	120	3,92,411	120	1.09	12.040
23rd detto .	Great Indian Penilisula	1,447	9,28,490	642	1,458	10,61,828	728	50,54,076	679	51,62,011	708	1,07,935	A 20
16th ditto .	Bombay, Baroca and Central India	461	2,85,206	619	461	3,17,131	688	14,19,836	598	15,48,469	672	1,28,633	
	TOTAL .	4,816	18,11,289	376	4,930	20,58,181	417	95,89,396	387	1,02,10,601	415	6,21,205	
23rd June 1883	State. East Indian	1,507	8,88,052	589	1,509	10,91,141	723	46,66,184	602	52,39,266	695	5,73,082	
16th ditto .	Calcutta and South- Eastern	28	2,470	88	52	5,415	104	17,395	120	28,816	128	11,421	
16th ditto .	Nalhati	27	1,619	60	27	1,720	64	7,120	51	8,606	64	1,486	
2nd ditto .	Northern Bengal .	233	33,008	142	230	38,290	166	1,90,082	159	2,13,915	186	23,833	
16th ditto .	Tirhoot	85	13,098	154	166	14,416	87	70,672	162	84,971	107	14,299	
19th May 1883	Patna-Gya	57	10,492	184	57	9,610	169	58,660	200	60,760	213	2,100	
16th June 1883	Muttra-Hathras .	29	2,542	87	29	2,413	83	14,420	97	14,120	97		300
16th ditto .	Cawnpore-Furrakhabad	87	7,230	83	87	7,357	85	35,369	79	82,079	.74	•••	3,290
23rd ditto .	Dildarnagar-Ghazipur .	12	1,422	118	12	1,397	116	5,703	92	6,304	105	601	
23rd ditto .	Rajputana-Malwa .	1,117	2,23,047	200	1,116	2,92,686	262	12,02,253	209	13,83,027	248	1,80,774	
23rd ditto .	Wardha Coal	45	12,446	277	45	12,126	269	67,773	293	96,390	428	28,617	
23rd ditto .	Nagpore and Chhattis	98	17,087	7774	740	47 440	910	1.09.545	204	9.44.913	200	7 49 004	
16th ditto .	Rangoon and Irrawad- dy Valley		79	174	149	47,449 36,732	228	1,02,747	Casso	2,44,811	329	1,42,064	300
23rd ditto .	Sindia	161 75	6,853	247 91	161 75	6,889	92	2,23,450 35,194	270 91	1,93,239	240 91		30,211
16th ditto .	Punjab Northern	404	200	132	422	58,877	139	3,39,881	176	34,173 3,26,220	-		1,021
16th ditto .	Indus Valley and Kan-	404	00,404	102	422	00,077	100	8,00,001	170	0,20,220	155		13,661
	dahar	660	60,994	92	660	1,17,471	178	4,01,858	118	6,91,080	209	2,89,222	
23rd ditto .	Muttra-Achnera .	23	1,228	53	23	1,532	67.	6,302	53	9,763	85	3,461	
16th ditto .	Kaunia-Dharla	32	1,750	55	82	2,259	71	11,184	68	10,356	65		828
23rd ditto .	Rewari-Ferozepore .	1 34	***		89	7,990	90			17,236	39	17,236	
	TOTAL .	3,173	4,88,603	154	3,432	6,64,629	194	27,90,063	172	34,55,866	202	6,65,808	
16th June 1883	Native States. Bhavnagur-Gondal .	194	29,469	152	193	35,981	186	1,57,206	157	1,62,635	169	5,429	
16th ditto .	Nizam's	121	17,058	141	121	15,691	130	88,537	142	75,150	124		13,387
9th ditto .	Mysore	86	5,290	61	86	4,431	52	27,820	62	25,089	58		2,231
23rd ditto .	Jodhpur				19	1,010	58			3,867	41	3,867	
	TOTAL .	401	51,817	129	419	57,113	136	2,73,063	132	2,66,741	127		6,322
	GRAND TOTAL .	9,897	32,39,761	327	10,290	38,71,064	376	1,73,18,706	341	1,91,72,474	373	18,53,768	
Gnoss Esti	IMATED EXPENSES .		MT					79,66,605	157	92,02,788	179		
	NET RECEIPTS .	***						93,52,101	184	99,69,686	194	6,17,585	Her 2006

R. A. SARGEAUNT, Major, R.E., Offg. Under-Secretary.

SIMLA, The 7th July 1883.

No. XVIII or 1883.

### APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Teter	t Return		mean open.	RECRIPTS I	13TH	mean open.	RECEIPTS F WEEK ENDING MAY 1883	12TH	TOTAL RECEIP 18T APRIL 7 MAY 18	о 13ти	TOTAL RECEIP 18T APRIL TO MAY 180	о 12ти	Total	Total
rec	ceived.	Railways.	Total elength	Total.	Per mile open.	Total length	Total.	Per mile open.	Total,	Per mile open per week.	Total.	Per mile open per week,	Increase in 1883-84.	Decrease in 1883-84,
• 23rd J	une 1883	Guaranteed. Eastern Bengal	172	R 63,840	₽ 371	207	₽ . 86,123	R 416	R 4,42,123	R - 419	<i>R</i> 5,81,524	₹ 468	₹ 1,39,401	# 
16th	ditto .	Oudh and Robilkhund	547	1,16,042	212	547	1,45,368	266	7,23,980	216	8,82,270	269	1,58,290	
16th	ditto .	Sind, Punjab and Delhi	676	1,55,580	230	741	1,99,167	269	11,72,619	282	14,15,436	321	2,42,817	
16th	ditto .	Madres	858	1,43,154	167	861	1,34,127	156	8,50,927	162	7,93,265	154		57,662
16th	ditto .	South Indian	655	74,496	114	655	72,238	110	4,78,947	119	4,64,649	118		14,298
23rd	ditto .	Great Indian Peninsula	1,447	9,13,191	631	1,458	10,74,226	737	59,67,267	671	62,36,237	713	2,68,970	
16th	ditto .	Bombay, Baroda and Central India	461	3,35,851	729	461	3,07,630	667	17,55,687	620	18,56, <del>6</del> 99	671	1,00,412	
E.		TOTAL	4,816	18,02,154	374	4,930	20,18,879	409	1,13,91,550	385	1,22,29,480	414	8,37,930	
23rd J	June 1883	State. East Indian	1,507	8,70,794	578	1,509	11,17,437	740	55,36,979	598	63,56,703	703	8,19,724	
16th	ditto .	Calcutta and South- Eastern	28	1,973	70	56	5,651	101	19,368	113	34,467	122	15,099	
16th	ditto .	Nalhati	27	1,426	53	27	1.717	64	8,546	52	10,323	64	1,777	
· 2nd	ditto .	Northern Bengal	233	36,090	155	230	37,152	162	2,26,172	157	2,51,067	182	24,895	
16th	ditto .	Tirhoot	85	15,256	179	166	16,321	98	85,928	164	1,01,292	105	15,364	
19th 3	May 1883	Patna-Gya	57	9,189	161	57	9,052	159	67,849	194	69,812	204	1,963	
16th J	June 1883	Muttra-Hathras	29	2,337	81	29	2,899	100	16,757	$B_{94}$	17,019	98	262	
16th	ditto .	Cawnpore-Furrakhabad	87	7,070	81	87	6,766	78	42,439	79	38,845	74	#\$	3,594
23rd	ditto .	Dildarnagar-Ghazipur	12	1,371	114	12	1,542	128	7,074	96	7,846	109	772	
23rd	ditto .	Rajputana-Malwa .	1,117	2,20,429	197	1,117	2,61,567	234	14,22,682	207	16,44,594	246	2,21,912	
23rd	ditto .	Wardha Coal	45	13,879	308	45	12,890	286	81,652	295	1,09,280	405	27,628	
23rd	ditto .	Nagpur and Chhattis- garh	98	19,550	199	149	44,176	296	1,22,297	203	2,88,987	323	1,66,690	***
16th	ditto .	Rangoon and Irrawad- dy Valley	161	35,586	221	161	35,980	223	2,59,036	262	2,29,219	237		29,817
23rd	ditto .	Sindia	75	6,469	86	75	7,506	100	41,656	90	41,679	93	23	
16th	ditto .	Punjab Northern .	412	55,731	135	422	60,091	142	3,95,612	169	3,86,311	153		9,301
16th	ditto .	Indus Valley and Kan- dahar	660	82,963	126	660	1,23,652	187	4,84,821	120	8,14,732	206	3,29,911	
23rd	ditto .	Muttra-Achnera	23	1,127	49	23	1,334	58	7,429	52	11,097	- 80	3,668	
16th	ditto .	Kaunia-Dharla	32	1,500	47	32	2,291	72	12,693	64	12,647	66		46
23rd	ditto .	Rewari-Ferozepore .		35440		89	4,370	49		1934	21,606	40	21,606	
		TOTAL .	3,181	5,11,948	161	3,437	6,34,957	185	33,02,011	171	40,90,523	199	7,88,812	
16th .	June 1883	Native States. Bhavnagar-Gondal .	194	25,644	132	193	33,041	171	1,82,850	153	1,95,676	169	12,826	
16th	ditto .	Nizam's	121	18,825	156	121	16,710	138	1,07,362	144	91,860	127		15,502
9th	ditto .	Mysore	86	3,947	46	86	4,529	53	31,267	59	29,618	57		1,649
23rd	ditto .	Jodhpur				19	910	48			4,777	42	-4,777	
		TOTAL .	401	48,41€	121	419	55,190	132	3,21,479	130	3,21,931	128	452	
Maria Company		GRAND TOTAL .	9,905	32,33,312	326	10,295	88,26,463	372	2,05,52,019	339	2,29,98,937	373	24,46,918	
G	noss Est	IMATED EXPENSES .							94,53,929	156	1,10,39,490	179		
215		NET RECEIPTS .			·			•	1,10,98,090	183	1,19,59,417	194	8,61,357	

SIMLA,
The 7th July 1883.

No. XIX of 1883.

APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Latest Return		mean open.	RECEIPTS : WEEK ENDING MAY 1882	20TH	mean open.	RECEIPTS WEEK ENDING	19TH	TOTAL RECEIP 1ST APRIL TO MAY 180	20TH	TOTAL RECEIPT 18T APRIL T MAY 188	о 19ти	e Total	Total
received.	e Railways.	Total length	Total.	Per mile open	Total length	Total.	Per mile open	Total,	Per mile open per week.	Total.	Per mile open per week.	Increase in 1883-84.	Decrease in 1883-84
23rd June 1883	Guaranteed. Eastern Bengal	172	# 62,809	R 365	207	# 89,574	# 433	# 5,04,932	# 411	• *R 6,71,098	R 463	-1,66,166	R
16th ditto .	Oudh and Rohilkhund.	547	1,21,775	223	547	1,32,977	243	8,45,755	216	10,15,24	265	1,69,492	
16th ditto .	Sind, Punjab and Delhi	676	2,06,474	305	741	2,08,276	281	13,79,094	286	16,23,712	315	2,44,618	
16th ditto .	Madras	858	1,26,590	148	861	1,33,648	155	9,77,517	160	9,26,914	154		50,600
16th ditto .	South Indian	655	67,633	103	655	79,465	121	5,46,580	117	5,44,114	118		2,46
23rd difto .	Great Indian Peninsula	1,447	9,29,488	644	1,458	10,30,685	707	68,96,755	667	72,66,922	712	3,70,167	1
16th ditto .	Bombay, Baroda and Central India	461	2,90,090	629	461	3,32,224	721	20,45,777	621	21,88,323	678	1,42,546	1 1,00
	*TOTAL .	4,816	18,04,859	375	4,930	20,06,849	407	1,31,96,410	384	1,42,36,330	412	10,39,920	***
23rd June 1883	State. East Indian	1,507	8,74,758	580	1,509	10,93,796	725	64,11,737	596	74,50,499	706	10,38,762	
16th ditto .	Calcutta and South- Eastern	28	2,223	79	56	5,217	93	21,591	118	39,684	118	18,093	
16th ditto .	Nalhati	27	1,276	47	27	1,637	61	9,822	51	11,960	63	2,138	
2nd ditto .	Northern Bengal .	233	31,340	134	230	35,562	155	2,57,512	155	2,86,629	178	• 29,117	
16th ditto .	Tirhoot	85	15,553	183	166	18,690	113	1,01,481	167	1,19,982	106	18,501	
19th May 1883	Patna-Gya	57	9,487	166	57	8,608	151	77,336	190	78,420	197	1,084	
16th June 1883		29	2,378	82	29	3,312		19,135	192	20,331	100	1,196	
16th ditto .	Cawnpore-Furrakhabad	87	5,983	69	87	6,776	78	48,422	78	45.621	75		2,80
23rd ditto .	Dildarnagar-Ghazipur .	12	1,570	131	12	1,510	126	8,644	101	9,356	111	713	
23rd ditto .	Rajputana-Malwa .	1,117	2,21,790	199	1,117	8,09,056	277	16,44,472	206	19,53,650	250	3,09,178	×
23rd ditto .	Wardha Coal	45	13,052	290	45	11,846		94,704	295	1,21,126	384	26,422	
23rd ditto .	Nagpur and Chhattis- garh	98	18,039	184	149	50,052	336	1,40,336	200	8,39,039	325	1,98,703	
16th ditto .	Rangoon and Irrawaddy Valley	161	28,558	177	161	30,643	190	2,87,594	250	2,59,862	231		27,732
23rd ditto .	Sindia	75	6,771	90	75	5,913	79	48,427	90	47,592	91	}	835
16th ditto .	Punjab Northern .	412	58,732	143	422	57,173	135	4,54,344	165	4,43,484	150		20,860
16th ditto .	Indus Valley and Kan- dahar	660	65,541	99	660	1,18,271	179	5,50,362	117	9,33,003	202	3,82,641	
23rd ditto .	Muttra-Achnera	23	1,318	57	23	1,350	59	8,747	53	12,447	77	3,700	
16th ditto .	Kaunia-Dhurla	32	1,182	37	32	2,234	70	13,875	61	14,881	66	1,006	
3rd ditto .	Rewari Ferozepore .	***	***		89	8,440	95	,		30,046	48	30,046	
All and the second	TOTAL .	3,181	4,84,793	152	3,437	6,76,290	197	37,86,804	168	47,67,113	199	9,80,309	
6th June 1883	Native States. Bhavnagar-Gondal .	194	25,639	133	193	34,022	176	2,08,489	150	2,29,698	170	21,209	
16th ditto .	Nizam's	121	15,012	124	121	15,798	131	1,22,374	141	1,07,658	127		14,716
9th ditto	Mysore	86	4,188	49	86	5,426	63	85,455	57	35,044	58		411
33rd ditto ,	Jodhpur				19	1,108	58			5,885	44	5,885	
	TOTAL .	401	44,839	112	419	56,354	134	3,66,318	127	3,78,285	129	11,967	
	GRAND TOTAL .	9,905	32,09,249	324	10,295	38,33,289	372	2,37,61,269	337	2,68,32,227	872	30,70,958	
GROSS ESTI	MATED EXPENSES .							1,09,30,184		1,28,79,469	179	0	
	NET RECEIPTS .							1,28,31,085	182	1,39,52,758	193	11,21,673	

R. A. SARGEAUNT, Major, R.E.,

Simla, The 7th July 1883.

Offg. Under-Secretary.

No. XX of 1883.

## APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

	4 74	mean open.	RECRIPTS FOR ENDING 27 MAY 1883	TH	шедо	RECEIPTS FOR ENDING 26 MAY 1883	TH	TOTAL RECEIP 18T APRIL TO MAY 188	0 27TH	TOTAL RECEIP 18T APRIL T MAY 18	о 26ти	Total	Total
Latest Return received.	Railways.	Total length	Total	Per mile open	Total length	Total.	Per mile open.	Total.	Per mile open per week.	Total.	i'er mile open per week.	Increase in 1883	Decrease i 1883-84.
23rd June 1883	Juaranteed. Eastern Bengal	• 172	*R 68,820	# 400	207	R 87,767	R 424	R 5,73,752	# 410	₹ 7,58,865	# 458	# 1,85,113	<i>R</i>
16th ditto .	Oudh and Rohilkhund	547	1,31,578	241	547	1,26,414	231	9,77,833	219	11,41,661	261	1,64,328	
16th ditto .	Sind, Punjab and Delhi	676	2,07,967	308	741	2,37,383	320	15,87,061	288	18,61,095	316	2,74,034	
16th ditto .	Madras	858	1,23,023	143	861	1,33,275	155	11,00,540	158	10,60,189	154	E	40,35
16th ditto .	South Indian	655	81,731	125	655	85,911	131	6,28,311	118	6,30,025	120	1,714	
23rd ditto .	Great Indian Peninsula	1,447	9,80,702	679	1,458	10,35,248	710	78,77,457	669	83,02171	712	4,24,714	•
16th ditto .	Bombay, Baroda and Central India	461	2,99,987	651	461	3,41,604	741	23,45,765	625	25,29,927	686	1,84,162	
	TOTAL .	4,816	18,93,808	393	4,930	20,47,602	415	1,50,90,219	385	1,62,83,933	4.3	11,93,714	
23rd June 1883	State. East Indian	1,507	9,36,505	621	1,509	11,06,405	733	73,48,242	599	85,56,904	709	12,08,662	
16th ditto .	Calcutta and South Eastern	28	7,650	273	56	6,490	116	29,241	128	46,174	118	16,933	
16th ditto .	Nalhati	27	1,502	56	27	1,584	59	11,324	52	13,544	63	2,220	. "
2nd ditto .	Nonthern Bengal	233	39,984	172	230	45,316	197	2,97 495	157	3,31,945	180	34,450	- 1
16th ditto .	Tirhoot	85	12,447	146	166	20.733	125	1,13,928	165	1,40,715	109	26,787	
19th May 1883	Patna-Gya	57	8,495	149		(a)		(b) 77,336	190	(v) 78,420	197	1,084	4.7
16th June 1883	Muttra-Hathras	29	2,127	73	29	2,579	89	21,262	90	22,910	99	1,648	
16th ditto .	Cawnpore-Furrakhabad	87	6,695	77	87	6,646	76	55,117	78*	52,267	75		2,8
23rd ditto .	Dıldarnagar-Ghazipur.	12	1,167	97	12	1,402	117	9,811	100	10,758	112	947	
23rd ditto .	Rajputana-Malwa .	1,117	2,46,676	221	1,117	3,11,€40	279	18,91,148	208	22,65,290	254	3,74,142	
23rd ditto .	Wardha Coal	45	21,875	486	45	23,072	513	1,16,579	318	1,44,198	401	27,619	
23rd ditto ·	Nagpur and Chhattisgarh	98	19,192	196	149	49,721	334	1,59,528	200	3,88,760	326	2,29,232	
16th ditto .	Rangoon and Irrawad- dy Valley	161	26,069	162	161	32,867	204	3,13,663	239	2,92,729	227		20,9
23rd ditto .	Sindia	75	5,814	78	75	5,635	75	54,241	89	53,227	89	***	1,0
16th ditto .	Punjab Northern .	412	57,318	139	422	53,577	127	5,11,662	162	4,97,061	147		14,60
16th ditto .	Indus Valley and Kan- dahar	660	1,00,501	152	660	1,55,768	236	6,50,863	121	10,88,771	206	4,37,908	
23rd ditto .	Muttra-Achnera	23	1,385	60	23	1,170	51	10,132	54	13,617	74	3,485	
16th ditto .	Kaunia-Dhurla	32	1,185	37	32	1,960	61	15,060	58	16,841	66	1,781	6
23rd ditto .	Rewari-Ferozepore .				89	11,130	125		***	41,176	58	41,176	
	TOTAL .	3,181	5,60,082	176	8,380	7,31,290	216	43,38 390	169	54,98,403	201	11,60,013	
16th June 1883	Native States. Bhavnagar-Gondal .	194	27,772	143	193	30,746	159	2,36,261	150	2,60,444	169	24,183	
16th ditto .	Nizam's	121	18,697	155	121	15,872	131	1,41,071	143	1,23,530	128		17,5
9th ditto .	Mysore	86	6,290	73	86	5,138	60	41,745	60	40,182	- 58	300	1,50
23rd ditto .	Jodhpur				19	760	40		***	6,645	44	6,645	e.
	TOTAL .	401	52,759	132	419	52,516	125	4,19,077	128	4,30,801	129	11,724	
	GRAND TOTAL .	9,905	34,43,154	348	10,238	39 37,813	385	2,71,95,928	339	3,07,70,041	374	35,74,113	****
GROSS ESTIMA	EXPENDITURE .						***	1,25,10,127	155	1,47,69,620	181	(44)	4
	NET RECEIPTS .							1,46,85,801	184	1,60,00,421	193	13,14,620	***

⁽a) Return not received.

R. A. SARGEAUNT, Major, R. E., Offg. Under Secretary.

Simla, The 7th July 1883.

⁽b) Total receipt from 1st April to 20th May 1882.

⁽c) Total receipts from 1st April to 19th May 1883.

No. XX1 of 1883.

### APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Latest Return		mean open.	RECEIPTS FOR ENDING 3RD 1882.	WREE	met	RECEIPTS FOR ENDING 2ND 1883.			о Звр	TOTAL RECEIP 1ST APRIL T JUNE 18	o 2ND	Total	Total Decrease in
received.	Railways.	Total length	Total.	Per mile open		Total.	Per mile open		Per mile open per week	Total	Per mile open per week.		1883-84.
23rd June 1883	Guaranteed.  Eastern Bengal	172	₹ 70,333	₽ 409	207	R 82,815	₹ 400	R 6,44,085	# 410	• R 8,41,681	R 452	₹ 1,97,596	₽ 
16th ditto .	Oudh and Robilkund .	547	1,11,033	203	547	1,28,117	225	10,88,366	218	12,64,768	257	1,76,412	
16th ditto .	Sind, Punjab and Delhi	676	1,98,345	293	741	2,72,085	367	- 17,85,406	289	21,33,180	322	3,47,774	
16th ditto .	Madras	858	1,63,137	190	861	1,24,590	145	12,63,677	161	11,84,779	153	100	78,898
16th ditto .	South Indian	655	88,085	134	655	88,840	136	7,16,396	120	7,18,866	122	2,470	
23rd difto .	Great Indian Peninsula	1.458	8,49,859	583	1,458	8,90,610	611	87,27,316	660	91,92,781	701	4,65,465	4
16th ditto .	Bombay Baroda and Central India	461	2,75,694	598	461	3,09,699	672	26,21,459	623	28,39,626	684	2,18,167	3
	TOTAL .	4.827	17,56,486	364	4,930	18,91,756	384	1,68,46,705	383	1,81,75,691	410	13,28,986	
23rd June 1883	State. East Indian	1,507	8,96,734	595	1,509	10,38,635	688	28,44,976	598	95,95,539	707	13,50,563	
16th ditte .	Calentta and South- Eastern	28	2,584	92	56	5,720	102	31,827	124	51,894	115	20,067	
16th ditto .	Nalhati	27	1,730	64	27	1,478	55	13,055	53	15,022	62	1,967	
2nd ditto .	Northern Bengal .	233	53,529	144	230	35,050	152	3,31,024	155	3,66,996	177	• 35,972	
16th ditto .	Tirboot	85	12,238	144	166	19,584	118	1,26,167	162	1,60,299	110	34,132	
19th May 1883	Patna Gya	57	8,719	153	:xec	(a)		(b) 77,336	190	(c) 7.8421	197	1,085	6
16th June 1883	Muttra-Hathras .	. 29	2,412	83	29	2,357	81	23,674	89	25,267	97	1,593	15
16th ditto .	Cawupore Furrakhabad	87	6,195	71	. 87	6,826	78	61,312	77	59,093	75		2,219
23rd ditto .	Dildarnagar-Ghazipur.	12	1,150	96	12	1,089	91	10,961	100	≥ 11,847	110	886	
23rd ditto .	Rajputana-Malwa .	1,117	2,24,067	201	1,117	2,76,340	247	21,15,215	207	25,41,630	253	4,26,415	
23rd ditto .	Wardha Coal	45	11,941	265	45	11,243	250	1,28,520	312	1,55,441	384	26,921	***
23rd ditto .	Nagpur and Chhattis- garh	98	16,806	171	149	42,818	287	1,76,335	197	4,31,578	322	2,55,243	
16th ditto .	Rangeon and Irrawaddy Valley	161	27,291	170	161	33,397	207	3,40,954	232	3,26,127	225	See	14,827
23rd ditto .	Sindia	75	5,883	78	75	5,948	79	60,124	- 88	59,175	88		949
16th ditto .	Punjab Northern .	412	49,878	121	422	61,097	145	5,61,540	157	5,58,158	147	•	3,382
23rd ditto .	Indus Valley and Kandahar .	660	92,260	140	660	2,13,968	324	7,43,124	123	13,02,739	219	5,59,615	•
23rd ditto .	Muttra-Achnera .	32	1,269	55	28	1,210	58	11,402	54	14,827	72	3,425	
16th ditto .	Kaunia-Dhurla	32	1,331	42	32	1,476	46	16,390	56	18,317	64	1,927	
23rd ditto .	Rewari-Ferozepore .		***	***	89	. 8,590	97			49,760	62	49,766	
MAN .	TOTAL .	3,181	4,99,283	157	3,380	7,28,191	215	48,28,960	167	62,26,597	205	13,97,637	H W.
16th June 1883	Native States. Bhavnagar-Gondal .	194	22,660	117	193	27,297	141	2,58,921	146	2,87,741	166	28,820	
16th ditto .	Nizam's	121	16,077	133	121	14,545	120	1,57,148	142	1,38,075	127		19,073
9th ditto .	Mysore	86	4,987	58	86	5,397	63	46,731	59	45,579	59		1,152
23rd ditto .	Jodhpur				19	680	36	***		7,325	43	7.325	
	TOTAL .	401	43,724	109	419	47,919	114	4,62,800	126	4,78,720	127	15,920	
5	GRAND TOTAL .	9,916	31,96,227	322	10,238	37,06,501	362	3,03,83,441	336	3,44,76,547	375	40,93,106	1
CONTRACTOR OF THE PARTY OF THE	MATED EXPENSES .							1,39,76,383	155	1,65,48,748	180		
BUSTA BOOK	NET RECEIPTS .							1,64,07,058	181	1,79,27,804	195	PERSONAL PROPERTY.	
mal T				c							6.24	. 0	Service Co.

(a) Return not received.
(b) Total receipts from 1st April to 20th May 1882.
(c) Total Receipts from 1st April to 19th May 1883.

R. A. SARGEAUNT, Major, R. E., Offg. Under-Secretary.

Simla, The 7th July 1883.

### No. XXII of 1883.

## APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

Lates	st return		mean open.	RECEIPTS FO	10TH	med	RECEIPTS FO ENDING 97 1883.	n wara	1ST APRIL : JUNE 188	ro 10TH	187 APRIL : JUNE 18	ro 9mg	7 Total	Total
• rece	eived.	Railwaya.	Fotal length	• Total.	Per mile open	otal	Total.	Per mile open		Per mil- open pe- week.		Per mile open per week.	Increase in 1883-84.	Decrease 1883-84
23rd J	une 188	Guaranteca, 3 Eastern Bengal ,	. 172	# 69,533	# 405	R 207	# 78,045	R 377	* R 7,13,618	# 409	# 9,19,723	R 444	₹ 2,06,105	
16th	ditto .	Oudh and Rohilkhund	. 547	1,05,998	194	547	1,30,700	239	11,94,865	215	13,95,484	255	2,01,119	
16th	ditto .	Sind, Punjab and Deih	676	*1,84,099	272	741	2,78,47	376	19,69,505	287	24,11,654	326	4,42,149	
16th	ditto .	. Madras	. 858	1,36,100	159	861	1,37,84	160	13,99,777	161	13,22,624	153		77,15
16th	ditto .	South Indian .	. 655	79,128	121	655	77,960	119	7,95,524	120	7,96,831	121	1,307	
23rd	ditto .	Great Indian Peninsul	a 1,458	5,88,722	405	1,458	7,81,284	536	93,16,038	634	99,74,065	684	6,58,027	****
16th	ditto .	Bombay, Baroda and	461	1,58,530	344	461	3,06,070	664	27,79,989	594	31,45,696	682	3,65,707	
		Central India.	4,827	13,22,110	274	4,930	17,90,386	363	1,81,68,816	372	1,99,66,077	405	17,97,261	
23rd Ju	une 188	State. 3 East Indian .	1,507	9,27,777	616	1,509	11,04,049	732	91,72,753	600	1,06,99,588	708	15,26,835	
16th d	ditto .	Calcutta and South Eastern.	33	2,530	77	56	6,000	107	34,357	120	57,895	118	23,538	
16th d	ditto .	Nalhati	27	1,301	48	27	1,567	57	14,356	52	16,589	61	2,233	
2nd d	ditto .	Northern Bengal .	233	34,365	147		(a)		(b)3,31,024	155	(c) 3,66,996	177	35,972	***
16th d	ditto .	Tirhoot	85	13,725	161	166	19,196	116	1,39,891	162	1,79,495	111	39,604	
19th Mr	ay 1883	Patna-Gya	57	7,895	139	***	(a)	111	(d)77,336	190	(e) 78,420	197	1,084	
<b>1</b> 6th <b>J</b> u	ine 1883	Muttra-Hathras	29	1,798	62	29	2,205	76	25,471	86	27,472	95	2,001	
16th d	litto .	Cawnpore-Furrakhabad	87	6,356	73	87	7,527	87	67,669	76	66,620	76		1,049
23rd d	litto .	Dildarnagar-Ghazipur.	12	1,159	97	12	1,111	93	12,120	99	12,958	108	838	4
23rd d	litto .	Rajputana Malwa .	1,117	1,94,357	174	1,117	2,64,670	237	23,09,572	204	28,06,301	251	4,96,729	
28rd di	litto .	Wardha Coal	45	- 12,606	280	45	13,566	301	1,41,126	309	1,69,007	375	27,881	
<b>2</b> 3rd di	litto .	Nagpur and Chhattisgarl	98	13,787	141	149	37,912	254	1,90,122	191	4,69,490	315	2,79,368	
16th di	litto .	Rangoon and Irrawaddy Valley.	161	22,320	139	161	25,863	161	3,63,274	222	3,51,990	218		11,284
23rd [•] di	itto .	Sindia	75	5,410	72	75	5,997	80	65,534	86	65,165	87		369
16th di	itto .	Punjab Northern	412	47,336	115	419	50,500	121	6,08,876	153	6,08,658	144		218
16th di	itto .	Indus Valley and Kan- dahar.	660	81,974	124	660	2,57,438	390	8,25,098	123	15,60,177	236	7,35,079	
23rd di	itto .	M uttra Achnera	23	1,109	49	23	1,250	55	12,511	53	16,077	69	3,566	
6th di	itto .	Kaunia Dhurla .	32	1,091	34	32	1,739	54	17,481	53	20,056	62	2,575	
3rd di	itto .	Rewari-Ferozepore .		***		89	8,590	97			58,356	65	58,356	
		TOTAL .	3,186	4,49,119	141	3,147	7 05,131	224	52,35,818	163	69,31,722	221	16,95,904	
6th Jun	ie 1883	Native States. Bhavnagar Gondal .	194	19,947	103	193	24,335	126	2,78,868	141	3,12,076	162	33,208	
6th dit	tto .	Nizam's	121	14,534	120	121	15,402	128	1,71,682	139	1,58,477	127		18,206
9th dit	tto .	Mysore	86	4,209	49	86	5,079	59	50,941	58	50,658	59		282
3rd dit	tto .	Jodhpur			,	19	550	29			7,875	41	7,875	
		TOTAL .	401	38,690	96	419	45,366	1.08	5,01,491	123	5,24,086	125	22,595	
		GRAND TOTAL .	9,921	27,37,696	276	0,005	36,44,982	64 3	,30,78,878	330 3	,81,21,473	382 [	50,42,595	
	. (	GROSS ESTIMATED EX-						1,	,52,16,284	151 1	,82,98,808	183		
	0.00	PENSES. NET RECEIPTS .	-						78,62,594	179 1	,98,23,165	199 1	9,60,571	

(a) Return not received.

(b) Total receipts from 1st April to 3rd June 1882.

(d) Total receipts from 1st April to 20th May 1882.

(c) Total receipts from 1st April to 2nd June 1883.
(c) Total receipts from 1st April to 19th May 1883.

R. A. SARGEAUNT, Major, R. E.,
Offg. Under-Secretary.

Simla, The 7th July 1883.

GOVERNMENT OF INDIA.

### HOME DEPARTMENT

MEASURES TO PREVENT FREQUENT CHANGES IN THE PERSONNEL OF THE ADMINISTRATIVE STAFF OF A PROVINCE.

No. 24

Extract from the Proceedings of the Government of India, in the Home Department (Public),—
dated Simla, the 6th July 1883.

Read the undermentioned papers on the subject of certain proposed alterations in the Civil furlough rules:—

Home Department Resolution Nos. 33-1343-1354, dated 7th September 1882.

Financial Despatch to Secretary of State No. 299, dated 26th September 1882.

· Financial Despatch from Secretary of State No. 66, dated 22nd February 1883.

### RESOLUTION.

In the Resolution of the 7th September 1882, the Government of India intimated to Local Governments the result of the reference made to them a year previously, as to the practical working of the rule under which officers absent on furlough retain a lien on their appointments. It was stated that the Governor General in Council had found no sufficient reason for the withdrawal of that concession, but that at the same time there could be no doubt that in some provinces changes among the administrative, and especially among the district, staff had been more frequent than was at all desirable; and it was said that something should be done to check this tendency where it existed, partly by amendment of the rules in some points of minor detail, and partly by the adoption in all Local Administrations of a settled line of policy in working the rules. Much could, it was believed, be done by making proper arrangements for regulating the posting of officers on their return from furlough; and the general principle by which the Government of India desired that Local Governments should be guided in this matter was that private and personal considerations should always give way to public interests; and that every endeavour should be made to avoid unnecessary disturbance of existing arrangements. In these views of the Government of India the Secretary of State has now intimated his general concurrence, remarking that, while it is undesirable to lay down any general rule as to the length of time during which an officer should remain in one district, or as to the considerations which should guide the several Governments in posting officers on their return from furlough, the arrangements of Government must always be regulated with reference to the requirements of the public service at the time. The Governor General in Council trusts that Local Governments will in future see that full effect is given to these instructions of Her Majesty's Secretary of State. It was not the intention of the Government of India in the Resolution of September last to lay down any hard-and-fast rule as to the maximum term during which an officer should be retained in a district. Local Governments must of course be guided in deciding such matters by a consideration of what is best for the public interests, but it should not be forgotten that, while frequent changes are bad, an officer may yet be left too long in a district, and that it may sometimes be best both for himself and for the district administration to make a change.

- 2. It was further proposed in the Resolution of September 1882 that I coal Governments should have the power to require an officer to regulate the precise term of his leave to suit the public requirements, i.e., that an officer should be compelled to take less or more leave (within reasonable limits) than he applies for, on penalty of his forfeiting a lien on his appointment if he declined to accept the arrangement. Upon this the Secretary of State remarks: "The Government should certainly have the power of refusing an officer the full leave for which he applies, if there is reason to think that the grant of that precise amount will be prejudicial to the public interests; but I do not think that an officer should ever be required to take more leave than he desires, or that he should, if prepared to pay the penalty of forfeiting the lien on his appointment or his claim to a similar one, have the right of taking an amount of leave (whether less or more) which would be inconvenient to the Government." The Governor General in Council desires that effect may be given to this view which practically enables the Local Government to insist on leave being taken in the manner most consistent with the interests of the Public Service. The point has been made clear in the Civil Leave Code by the insertion of the note under section 4 of the code, published in the Financial Department Notification No. 1383, dated 7th June 1883.
- 3. In paragraph 6 of the Resolution of September 1882, it was stated that a recommendation would be made to the Secretary of State that the period of a Civil Servant's residence in India entitling him to his first furlough should be reduced from eight to five years. It has now been decided that no change shall be made in the furlough rules on this point.
- 4. The Secretary of State has approved of the principle of imposing a check on the abuse of the leave rules by recurring grants of furlough on medical certificate to which attention was drawn in paragraph 7 of the Resolution of the 7th September last. The best mode of effecting this is still under consideration.
- 5. Lastly, the Secretary of State agrees to the proposal made by the Government of India that (except in very special cases) extensions of leave should not be granted in England, unless the applicants produce evidence that the Governments under which they are employed have no objection to such extension. This point has been provided for by the revised rule I under Section 77 of the Civil Leave Code, published in Financial Department Notification No. 1333, dated 7th June 1883.

Ordered, that a copy of this Resolution be communicated to the Local Governments and Administrations noted on the margin for information and guidance, and that a copy be forwarded to the Department of Finance for information, and that the Resolution be published

in the Supplement to the Gazette of India.

A. MACKENZIE,

Secretary to the Government of India.

#### GOVERNMENT OF INDIA.

### REVENUE AND AGRICULTURAL DEPARTMENT.

### REPORTS ON THE STATE OF THE SEASON AND PROSPECTS OF THE CROPS FOR THE WEEK ENDING THE 10th JULY 1883.

GENERAL REMARKS.—Rain in varying quantities, heaviest on the south-west and north-east coasts, has fallen throughout the Madras Presidency. In Mysore the fall is still insufficient for standing

crops, but Coorg has received a plentiful supply.

The rains over the districts of the Bombay Presidency, Berars, Central India, and Rajputana have, with few exceptions, been favourable and sufficient. In Guzerat the full has been heavy; river floods have caused great damage in Surat, and a break is required. The Indus is rising in Sind, and prospects have improved. Parts of the Southern Mahratta Country are still in need of more rain. A break would be beneficial in Indore, but rain is beginning to be urgently wanted in Marwar in Rajputana where the tanks are all dry and water is obtained with great difficulty.

In Burma and Assam the weather continues favourable, but for the time of the year the rainfall is below average, particularly in the former province. The cessation of heavy rain in Bengal noticed last week has become more marked, the average fall being under two inches, except in Orissa and at Calcutta and Hazaribagh. Heavy and seasonable rain has fallen throughout the Central Provinces. The North-Western Provinces and Oudh have also received a moderate supply during the week, but more is required in several districts. Rain still holds off in the Punjab, hardly any having fallen between

Delhi and Amritsar; elsewhere the fall has averaged under an inch and a half.

Harvesting is sfill in progress in Madras and Mysore. The rice crops of the districts on the west coast are being weeded and transplanted and promise well. Ploughing and sowing for the kharif continue everywhere, but are backward in parts of the North-Western Provinces and Oudh and the Punjab for want of rain. In Assam and Bengal the prospects of the rice crops are on the whole favourable, but more rain is necessary to admit of transplanting on high lands in Bengal. Harvesting of jute and early rice has commenced in a few places in the latter province, and the condition of standing groups of into indige and successary is satisfactory.

ing crops of jute, indige, and sugarcane is satisfactory.

Some damage has been done to crops in Surat by the floods, and dauger from a similar cause is apprehended in Orissa where the rains have been heavy. Locusts-continue to threaten the crops of several districts of the Bombay Presidency, and their appearance is also reported in one of the Central

India States.

Fever is generally prevalent, and the mortality from cholera is still severe in Poona and Ahmednagar in Bombay and Wardha in the Central Provinces.

Prices are for the most part stationary, with a tendency to rise in the North-Western Provinces and the Punjab.

Presidency or Province and District.	Rainfall for week under report.	State of agricultural prospects.
Madras-(July 11th)		
Bellary	. '54 (average of seven stations).	Standing crops generally good; harvest ready, yield average.
Kurnool	7.57 (	Small-pox in one and cattle-disease in six taluks.
Ganjam	1.19/	One case of cholcra.
Kistna	196 / r	Fever, small-pox, guinea-worm, and cattle-disease slight.
Chingleput (Madras)	0.00 ( 6.1	Standing crops good where water available; harvest kar, paddy, &c., yield half; small-pox in two taluks; cholera in two villages; cattle-disease slight in one taluk.
Coimbatore	, 3.55 (average of three stations).	Standing crops generally good; harvest cholum in parts, yield average; 2 deaths from cholera in one taluk; fever in one taluk.
Tanjore	. '97 (average of eight stations).	
Madura	.00 /	
Malabar	9.00 / 6 f	First crop progressing in all tabuks; small-pox slight in nine taluks; fever and cartle-disease in parts, latter slight.
Travancore	.590	Paddy plants being weeded and in good condition; fever prevails.  General Remarks.—General prospects good.
Bombay-(July 11th)	*	Golden Market Golden Prospects good
Earrachee	1'67; average of twelve other sta- tions, 1'47.	One case of small-pox still remaining in Kurrachee, no fresh cases since 28th June, disease in eight viltages in districts, 22 fresh cases, 1 death, 13 remaining sick; river at Kotri on 9th 15 feet 3 inches, 2 inches lower than on same date last year; fever in seven talukas kharif preparations in progress; wheat, red rice, and hajri in Kurrachee 26, 32 and 38, in Schwan 32 and 40, in Ghoraberi 20, 32 and 40, and in Shahbandar 20, 40 and 44 lbs, per rupee respectively.
Hyderabad	Rain in eight talukas, average fall '85.	River rising at last; small-pox in eight and fever in one talka;
Ahmedabad	6.17	prices of food-grains steady since last week.  Total rainfall 11:89; sowings progressing; wheat 26; and bajri 30
Haroda	10.48	Total rainfall 21:37; sowing operations commenced everywhere, in-
<b>Oursi</b>	6.01	duding Amreli; health good; bajri 27 and rice 24 lbs. per rupee.  Total rainfall 25 34, break wanted; much damage to property in  *city and to property and crops in Chorasi by recent flood; transplanting of rice in some talukas; fever in Bulsar and Pardi; Juari  41 and nagli 48 lbs. per rupee.

Presidency or Province and District.	Rainfall for week under report.	State of agricultural prospects.
Bombay—contd.	-	**
Nusik	. Heavy rain through- out the district.	Small-pox in Nasik and Sinnar; cholera still prevails in most talukas; transplanting of nagli and juari in progress in Dangi villages, completed in others; locusts damaging nagli and rice crops; prices
Colaba (Bombay)	Rain every day, heavy on 7th, 8th and 9th, total of week 130.	stationary.  Total rainfall up to date 27.80, being '03 abovs average; abnormal temperature from 1° warm to 2° cool; vapour in air normal; abnormal wind south-easterly till 6th, afterwards north-westerly, strong on 4th.
Poona	. Maximum 2:46; minimum 32.	
Abmednagar	. 162 in Parner: 1.55 in Rahuri; 1.20 in Jamkhed: 1.14 in Kopergaon; 1.02 in Akola; in the re- maining talukas from 29 in Nagar to 99 in Newasa.	Sowing of kharif in progress in all the talukas, except Parner Kopergaon, and Akola; cattle-disease to a slight extent in Parner cholera in all talukas, 1.748 cases, 873 deaths; bajri—maximum 51 lbs. per rupee in Jamkhed, minimum 33 lbs. in Rahuri; juari—maximum 66 lbs. per rupee in Jamkhed, minimum 48 lbs. in Rahuri.
Sholapur .	'22	Total rainfall 12:90; kharif sowings continue; juari 59 and bajr
Dharwar	Maximum at Hangal. 1'42; at Dharwar, 1'31; at Mugad, '82; Mundargi, nil; at all other stations, less than '50.	and Rannibennur; sowing of juari begun in some places; rice crop
Kanaro .		
Rajkot .	264	Total rainfall 12.70, weather cloudy; health good; cholers in some parts of Halar; bajri 28 and juari 33 lbs. per rupee; the heavy rain in some parts of Halar has caused damage to flouses.
		General Remarks.—Rain throughout the Presidency and Sind heavy in Guzerat, but wanted in parts of the Southern-Mahratt Country; river rising in Sind; sowing in general progress, as als transplanting of rice; locusts in Nasik, Khandesh, Tanna, Colaba and Ratnagiri; cholera in Nasik, Poona, Ahmodnagar, Khandesh and Tanna; cattle-disease in a few places.
Bengal—(July 11th)		
Chittagong .	78	Weather seasonable; transplanting of ans rice nearly over; sowings of aman rice netively going on; prospects fair; prices stationary
Dacca	1.74	sporadic cholera and cattle-disease continue; fever abating. Transplanted and shail rice being sown; and being harvested; jut has been to a great extent destroyed by worms, and crops to certain extent by the sudden rise of water in the Nawabgung
24-Pergunnalis (Calcut)	3·99	Prospects of ans and amun crops good; transplanting of amun ric on low lands going on, and high lands being prepared for it; pric
Moorshedabad		of common rice stationary; public health good.  Prospects of crops continue to be favourable; transplanting of amurice has commenced in some places; average price of rice 19 seems of the common places.
Rajshahye	1.21 , slight rain	per rupee; health generally good.  More min wanted at an early date; craps rather backward for war
Burdwan	06	of rain.  Rain nuch wanted in Cutwa sub-division where agricultural operations are at a standstill, insufficient rain in Culna sub-division describes transplanting in progress, rabbis health for
Rungpore	906	elsewhere transplanting in progress; public health fair.  Prospects of crops good; some cholera still in the district.
Bhagálpur Purneah	26	Prospects good; rice 17 seers 10 chittacks per rupec.  Prospects of crops good; indigo manufacture commenced; comme
	76	rice 18 seers per rupee ; public health good ; sivers falling.
Patna	ASI	Prospects of crops good; ploughing and sowing going on; make germinated in some places.
Durbhunga		Low lands still under water, high lands dry; transplanting checker rain wanted; cholera greatly diminished, but breaks out sometime in places; prices stationary; health good.
Hazáribágh	the week.	Weather seasonable; prospects of bhadoi and early rice favourable general health good.
Cuttack	5.54	Rivers falling; rice growing well; prices unchanged; public heat generally good.
	45	General Remarks.—More or less rain fell aring the week in the districts of Bengal; in a few places agricultural operations are tarded for want of sufficient rain; prospects of the crops on twhole are favourable; in a few places early rice and jute a being harvested; transplanting of amun rice on low lands is progressing, and high lands are being prepared and awaiting margin for transplanting operations; sugarcane, jute, and other transplanting operations; sugarcane, jute, and other transplanting operations.
		crops are doing well; bhadoi crops are doing well; some damage anticipated in Orissa in consequence of high floods and breaches embankments; public health generally good, though in a fiplaces cholera and fever are still prevalent; cattle-pox in Gya

Presidency or and Dis	tri	rovi et.	ince	Rainfall for week under report.	State of agricultural prospects. ,
. W. Provi	inc	es	and		
Oudh— Benares	(J	uly	11th)	•6	Weather cloudy; some kharif crops sown; no sickness of men
Allahabad	(	" •	")	2.8 average in all par- ganas on 6th; '8 at	cattle; prices steady.  More rain wanted; ploughing and sowing begun all over distric cholera increased; prices slightly risen.
Gorakhpur	(	,,	9th)	Sadr on 10th. 20	Sky generally cloudy; kharif sowings in progress; no choler
Jhansi •	(	,,	")	3.4; Man, 7; Moth,	prices steady. Ploughing and sowing in progress; prices fluctuating; health good.
Agra	(	,,	")	'6 to 2'4 in all par-	Kharif sowings in progress; fever in two and small pox in one pa
Bareilly	(	,,	10th)	Rain over most of the district on the 9th	gana; sporadic cholera in four parganas; prices rising slightly.  Sowings going forward; prices tending to rise; health remains good
Meerut	(	"	")	instant. 2.8; Ghaziabad, '7; Hapur, '8; drizzle in Sardhana; very in- sufficient rain so far.	Kharif crops are being sown where there is sufficient moistur weather hot, wind easterly; prices showing a further tenden to rise.
Kumaun	(	"	")		Crop prospects good; health fair; cattle-disease still continue prices stationary.
Lucknow	(	,,	")	has fallen. 19; Maliabad, 21;	Wind variable; kharif sowings in progress; prices steady; chole
Partabgarh	(	,,	<u>"</u> , )	Mohanlalganj, 14. Sadr, 25; Khandwa,	disappearing.  Land being ploughed for kharif sowings; rice sown here and ther
Sitapur	(	,,	")	3·3; Patti, 2·7.	general health good; prices almost stationary. Rainfall sufficient to prevent much harm, but rice sowings arrested
Fyzabad	(	"	")	Tabsil Bekapur, 19;	many places,
2 3 124000	X.		" /	Tanda, 7; Akbar- pur, 10.	parts of district; condition of cattle fair.
Cawnpore	(	"	,, )	6 to 41 on 6th	A few cases of cholera; kharif sowings in progress; prices almost stionary.
Farokhabad	(	,,	,, )	Rain slight in three tabsils.	
Rae Bareli	(	<b>ب</b> ر	9th)	Good rain on 6th, average 2.5.	
or a vero	20.0				complain of the insufficiency of the rain, and the rice sowings have been stopped in Sitapur in consequence; cholera appears to be about g; prices are stationary in most districts, but are rising in a fee
unjab—(Ju	lу	10	th)		17 10 52
Delhi Hissar				.03	Health fair; prices fluctuating.   Weather cloudy; rain much needed; prices rising; sporadic chol-
Umballa				*******	in Jhajjar tahsil; general health everywhere good. No report received.
Jullundur Amritsar			•••	No rain Slight rain	Health good; prices stationary. Health good; prices stationary.
Sialkot				1.0	Health good; prices stationary.
Ferozepore Lahore			•••	Slight rain	Health good; slight rise in prices. Twenty-five cases of cholera; prices steady.
Rawalpindi			•••	.6	Health good; prices falling.
Mooltan Dera Ismail l	Kh	an		1.4	Health good; prices steady.  Health good; rabi harvesting over; prices steady.
Peshawar				1.3	Health good; prices rising  General Remarks.—Mod rate rain in nearly every district, but m  needed; health good, except in the Delhi and Lahore district
ntral Pro	vi	10e	s		kharif sowings in progress.
Nagpur				2.85; heavy rain in early part of the week.	Weather cloudy and wet; cotton and tur being sown; cholera slight prices steady.
Jubbulpore			•	3.88	Weather wet and cloudy; sowing progressing; small-pox lingerin wheat 21 and rice 14 seers per super.
Saugor				3.49	Sewings general; early sowings have germinated in places; priesteady; health good.
Seoni .		uly	10th)	14.16	Weather cloudy and wet; sowings progressing; 17 deaths fre cholera; prices stationary.
Noshangabad	١,		•••	5.28; heavy rain on 9th.	Weather cloudy and wet; kharif sowings continue: 2 deaths fro
Khandwa				8·17	small-pox; wheat 14 and rice 9 seers per rupee.  Weather cloudy; sowings nearly completed; 10 deaths from choler  prices steady.
Raipur Sambalpur	(	uly	7th)	2.24 12.14; very heavy rain during the week.	Prospects good; health good; prices steady.  Early rice sowings almost finished; land being prepared for late risowings; break in the rains necessary; health good; common rid5 seers per rupee.
					General Remarks.—Rain general and very seasonable; sowings continue; cholera still very severe in Wardha; prices steady.

Presidency or Prov and District.	ince	Rainfall for week under report.	State of agricultural prospects.
British Burma — (July	11th)		
Akyab	•	5.48	Total up to date 71.72; 12 deaths from cholera in district an 3 in town and 7 deaths from small-pox in Koladan; cattle-diseas in four townships, in others health of plough cattle good; ploughin
Rangoon		4:34	wages from 15 to 40 baskets per man per season.  Total up to date 29°88; public health good; prices of paddy from
Bassein	•••	5.59	Rs. 97 to Rs. 98 per 100 baskets.  Total up to date 3488; 2 deaths from cholers in town, otherwis public health good; 2 deaths of cattle in Bassein, 35 in Laymyethn
Prome		2.77	and 18 in Yaygyee townships; ploughing progressing.  Total up-to-date 21:21; public health and health of plough catt.  good; ploughing progressing everywhere, about 20,000 acres alread
Amherst (Moulmein	n)	6:57	ploughed.  Total up to date 61:58; 2 cases of cholcra in one township, otherwich public health in Moulmein and district good; cattle-disease sligh in Gyaingsalween and Zaya and severe in Baloogyoon and Martaba townships; ploughing progressing, about 60 per cent of field ploughed; health of plough cattle good; sowings progressing, about 10 per cent, of fields sown in Moulmein town and district; ploughing and sowing progressing, about 100 acres ploughed during the week wages of ploughing labour 8 annas a day; crops being small, trans
Toungoo	•••	2.69	planting has not begun yet.  Total up to date 2670; public health good; health of plough catt good; ploughing progressing rapidly.  General Remarks.—A little sporadic cholera and small-pox, other wise health of province good; cattle-disease in various district everywhere slight, except in part of Amherst district where it reported as severe; agricultural operations going on satisfectorily.
Assam—(July 11th	)		•
Gauhati	•••	2.78 for week ending 10th instant.	Weather very hot; reaping of ahu paddy in progress; lands be'n ploughed for sali crop; public health fairly good; slight choler
Sylhet	•••	3.38	in parts of interior.  Crop prospects improving; small-pox still prevalent in parts of the
Cachar	•••	₹.88	district.  Weather intensely warm; cultivation of sali and transplanting of assa crops progressing; common rice 16 see
Dibrugarh	•••	2·49	per rupee; general health good.  Weather hot; transplanting of sali dhan progressing; cattle-diseas still reported from North Lakhimpur; public health good.
Mysore and Coor (July			
Bangalore		1:41	Standing crops in good condition; preparations are being made to sowing dry crops; harvesting of vysakh paddy almost completed; prospects improved; public health good.
Mysore	•••	•42	Standing crops need rain in some parts; prospects favourable; publi- health good.
Mercara Berar & Hyderab		11-01	Standing crops doing well; labour coming in very slowly on coffeestates.  General Remarks.—1:36 rain at Kolar slight rain in other districts; standing crops in good condition; prospects favourable public health generally good; prices much the same as last reported
(July 1	ith)	5.10	777 : 4
Amráoti Akola Hyderabad		5·18 9 06	Kharif sowings continue; wheat 16 and juari 26 seers per rupos Kharif sowings progressing.  No report received
Central India Stat			•
Indore	•••	3.20	Weather seasonable, a break in the rains would now be advantageous health good; prices steady.
Morar (Gwalior) Sutua		1.78 ·16	Health good; weather sultry. Health good.
Sehore		2.2	Weather cloudy; crops and public health good.
Rutlam Neemuch	:		No report received.  Weather seasonable; public health good.
Goona		.75	Weather cloudy; health good; wheat 24 seers per rupee; locusts have appeared in the Ragoogarh district.
Bhopal Agar		•••••	No report received.  No report received.
Nowgong		1.39	Weather seasonable; sowing operations progressing; health good
Bhopawar		5.22	cholera prevalent in parts of Bundelkhand; prices rising.  Health good; prices stationary; continuous rain retards sowing operations.
Manpur		•••••	No report received.

Presidency and Di	or I stri	Prov	ince	Rainfall for week under report.	State of agricultural prospects.
Rajputana-	_		-		
Abu	(J	uly	11th)	_6.29 during week	Total rainfall 25:0; weather cloudy and showery and occasionally close.
Sirohi	(	"	8th)	Rain slight at intervals during week; 1:04.	Weather cloudy; tanks partly full, wells full; health and crops good.
Marwar	(	"	6th)	-09	Tanks all empty, water obtained from wells with great difficulty health good; crops in need of rain and in danger of being scorched up; sky overcast, but rain holds off; prices stationary.
Meywar	(	••	8th)	1.22	Tanks and wells fair; health good; crop prospects very good.
Harowti	Ì	"	7th)	Deoli, 1·23; Tonk, 1·90; Kotah, 44; Shahpura, ·21: previous week— Kotah, 2·17; Shah- pura, ·62.	Weather seasonable; sowings progressing; health good.
Jhallawar	(July 11th) ( ,, 8th) ( ,, 6th) ( ,, 6th) ( ,, 6th) ( ,, 10th)	24	Heavy rain in some districts; weather cloudy and cool.		
Ajmere	(July 11th) ( , 8th) ( , 6th) ( , 6th) ( , 6th) ( , 6th) ( , 10th)		Sowings progressing favourably; health good.		
Jeypore	(	"	")	1.58	Some cholera cases at capital and districts; sowings commenced prices stationary.
Bhurtpore					No report received.
Ulwur	(-	July	10th)	Average '33	Strong westerly wind; prices rising; cholera in four tabsils.
Nepal-(Ju	ly (	3th	)		
$\mathbf{K}$ atmand $\mathbf{u}$				2.58	Agricultural prospects good; more rain is desired; rice transplanting is still going on.

## MEMORANDUM ON THE WEATHER CHARACTERISTICS OF INDIA DURING MAY AND JUNE 1883.

#### No. 63 Met.

Extract from the Proceedings of the Government of India, Revenue and Agricultural Department (Meteorology), under date Simta, the 13th July 1883.

### Read the following :-

Memorandum on the weather characteristics of India during the month of May 1883.

Throughout the Punjab and North-Western Provinces, from Mooltan to Benares, the telegraphic reports show that from the 1st to the 21st of May the atmosphere was exceptionally dry. This was most remarkable at the hill stations in the North-Western Himalaya, but over the whole region the air apparently became drier as the month advanced, till, on the 19th and 20th, at Chakrata the amount of moisture was about 45 per cent, below the average and equalled only 8 per cent, of saturation. During this time no rain fell, but on the 22nd there was a rapid increase in the dampness of the air, and from that date till the close of the month humidity was above the average, and frequent and rather heavy showers of rain fell. As usual, the temperature of the air varied inversely with its humidity. From the 1st to the 22nd it was above, and from the 23rd to 31st below, the average of the month. The hottest day was the 20th, when the average was exceeded—

by 14° at Dera Ismail Khan,

" 12° at Rawalpindi, Delhi, Chakrata and Agra,

" 11° at Ludhiana and Sirsa;

and the coolest day was the 28th, when the average was not reached-

by 23° at Murree,

" 20° at Dera Ismail Khan and Sialkot,

" 17° at Lahore, Sirsa and Agra.

The 20th May was probably the hottest day of the year over the whole of Northern India. Excluding Bengal and Chutia Nagpur, it appears that on that day there was a mean maximum temperature of 111° and a mean minimum temperature of 87°, making the approximate mean of the day as high as 99°. The highest reading recorded was 117°.

On the 28th, above noted as being the coolest day of the month in Northern India, there was a somewhat unusual fall of snow on the Himalaya. In Kashmir it was slight but general, but in the Chumba State a great deal of fresh snow fell which was only beginning to melt on June 7th; and in Kulu there was a fall of about 6 inches on May 28th and 29th. In Sikkim the snowfall of the month was above the average.

In Northern Bengal and Assam the conditions were nearly the reverse of the above. Here the humidity was above the average from the 1st to the 21st, and below it from the 22nd to the end of the month. The day of greatest humidity was apparently the 14th; and this date corresponds with the middle of that period of excessive precipi-

tation which gave Silchar 27 inches of rain in ten days, and produced disastrous floods, raising the river Barak 41½ feet above its zero level, and submerging the station of Silchar and all the country around. No such flood has been experienced since 1833. With the 21st the rainfall appears to have almost entirely ceased. As in the former case, the changes of temperature were the reverse of those of humidity, the readings of the thermometer being below the average from the 1st to 21st, and above it from the 22nd to the 31st, and the day of lowest temperature was that of greatest humidity, viz., the 14th.

In the Central Provinces the conditions were similar to those of North-Western India, humidity being below and temperature above the average during the first 25 days, while dry westerly winds were blowing; but in this region the hottest day was the 19th. On the 26th a rapid change took place, the air becoming suddenly much damper and the temperature falling quickly, so that, while on the 19th at Jubbulpore and Saugor it had reached 111°, on the 28th it only amounted to 94° and 92° respectively.

In Raputana, Sind, Cutch, Guzerat, &c., dry westerly winds prevailed almost throughout the month, the only exception being about a week in the middle of the period. Practically no rain fell over this region, but the temperature varied with that of the more northern provinces, being above the average from the 1st to the 21st. After the latter date it fell suddenly, and on the 27th the readings at Neemuch and Indore were respectively 22° and 19° below the average.

In the Peninsula and Burma the variations from the mean were irregular, and on the whole nowhere large. Over Burma the rainfall was more or less evenly distributed throughout the month, while over the Peninsula the amount of precipitation increased-towards its close. In both regions the end of the month was marked by a somewhat sudden increase of humidity and fall of temperature—changes probably connected with the approach of the monsoon, which was apparently setting in at Cochin on the 28th.

A brief summary of the weather over the whole country shows that over the whole of North-Western India, i.e., the country north of the Satpuras and west of Behar, the first two-thirds of the month were exceptionally hot and dry and the last ten days damp, showery, cool and unsettled; that over Bengal and Assam the reverse was the case; and that over the Peninsula and British Burma the whole month presented conditions not widely differing from the average of past years.

Memorandum on the chief weather characteristics of India during the month of June 1883.

In Bengal, after some weeks of close cloudy weather, with occasional showers, the monsoon rains were ushered in on the 13th June with a little cyclonic storm formed apparently on the coast of the Sunderbuns. From the coast on the three following days, this storm passed inland on a north-west course, bringing heavy rain in its track as far west as Behar, and a moderate fall up to Allahabad, beyond which, for the time, the rains did not advance. The following are the maximum falls recorded each day:—

```
      June 13th.—Cuttack
      ...
      ...
      1.66 inches.

      " 14th.—Saugor Island
      ...
      ...
      5·11
      "

      " 15th.—Darjeeling
      ...
      ...
      4·56
      "

      " 16th.—Gya
      ...
      ...
      8·95
      "

      " 17th.—Mozufferpore
      ...
      ...
      12·49
      "
```

At Bombay it blew strongly on the 11th, 12th and 13th, but not from the monsoon quarter; and afterwards the wind fell light, and so continued till the 24th, when the monsoon set in steadily. But the rainfall has been light throughout the month, and at its close was 6 inches short of the normal average. On the 26th or 27th a second cyclone was formed at the head of the Bay of Bengal, causing heavy rain around the coasts, and especially on those of Orissa and Ganjam; then travelling vestward, the centre reached Cuttack on the 30th June; Seoni on the 1st July; Indoor on the 2nd, and lay between Rajkot and Kurrachee on the 3rd. It caused very heavy rain in Guzerat, flooding the rivers, and interrapting railway communication between Bombay and Baroda.

In the North-Western Provinces, with the exception already mentioned, the rains did not set in before the 26th, but throughout the month the wind was in general easterly, and occasional thunderstorms occurred. In the Punjab also the first rain fell between the 26th and 29th, but in the eastern half of the province the prevailing high temperature was mitigated by an occasional duststorm. The hottest days were the 4th, 25th and 26th, when the mean temperatures were approximately 92.8, 93.1 and 94.3 respectively.

In Northern Bengal, during the first half of the month, the humidity was below, and in the second half above, the mean, while in Assam the variations were slight and irregular. The rainfall in Northern Bengal was large, but it fell mostly in the latter half of the month, and was directly attributable to the depression of the 13th—15th. The number of rainy days in Assam and Northern Bengal was \$8; but while the rainfall of Bengal was 5 inches deficient.

In Lower Bengal rain of importance fell on 22 days. The total fall of the month was 5 inches in excess.

In the Central Provinces rain fell on 18 days; the amounts on the 14th and 15th being large, and the average total amount exceeded the mean by 1½ inches.

In Rajputana, Sind, &c., the number of days on which rain fell was only 4, and the average total was less by 3 of an inch than even the small amount which generally falls in this region in the month of June. In Rajputana the month was decidedly cool, but in Sind and Cutch the temperature was generally above the average.

In Bombay and Guzerat rain fell upon 19 days, but the falls were not heavy, and the total amount was 5 inches less than the normal. The temperature was below the average, the difference, over an area stretching from Bombay to Belgaum and from Poona to Secunderabal, being  $2\frac{1}{3}$ .

In Madras and Mysore the weather was cloudy; rain fell upon 26 days, the average fall exceeding the normal by 3 of an inch. Under these circumstances the temperature was somewhat below the mean.

In Burma the largest number of wet days was recorded, viz., 27, but the falls of rain were not very heavy, except between the 4th and 9th; so that, at the close of the month, there was an average deficiency of 6 inches. The thermometer was below the average throughout.

From the above it appears that over a large part of the country the monsoon so far has been weak. On the 28th of May it was reported to have burst at Cochin, and between that date and the 5th of June it appears to have spread along that coast as far north as Goa. In Bombay itself the weather has been showery, but there have been no very heavy falls of rain. On the Bengal side, on the contrary, the south and south-west winds have brought up even more than the normal amount of rain, and the weather at the head of the Bay has been somewhat exceptionally rough. In Northern India the monsoon current has been much delayed, and in parts of the North-Western Provinces and the Punjab continuous rain has hardly yet set in,

### W. L. DALLAS,

Assistant Meteorological Reporter to the Government of India.

ORDER.—Ordered, that the memorandum be inserted in the Supplement to the Gazette of India.

T. W. HOLDERNESS,

Offg. Secretary to the Government of India.

GOVERNMENT OF INDIA.

### LEGISLATIVE DEPARTMENT.

ABSTRACT OF THE PROCEEDINGS OF THE COUNCIL OF THE GOVERNOR GENERAL OF INDIA, ASSEMBLED FOR THE PURPOSE OF MAKING LAWS AND REGULATIONS UNDER THE PROVISIONS OF THE ACT OF PARLIAMENT 24 & 25 VIC., CAP. 67.

The Council met at Government House, Simla, on Wednesday, the 11th July, 1883.

### PRESENT:

His Excellency the Viceroy and Governor General of India, K.G., G.M.S.I., G.M.I.E., presiding.

His Excellency the Commander-in-Chief, G.C.B., C.I.E.

Major the Hon'ble E. Baring, R.A., C.S.L., C.I.E.

Lieutenant-General the Hon'ble T. F. Wilson, C.B., C.I.E.

The Hon'ble C. P. Ilbert, C.I.E.

The Hon'ble Sir S. C. Bayley, K.C.S.I., C.I.E.

The Hon'ble T. C. Hope, c.s.I., C.I.E.

The Hon'ble W. W. Hunter, LL.D., C.I.E.

The Hon'ble J. W. Quinton.

The Hon'ble D. G. Barkley.

### BIKRÁMA SINGH'S ESTATES BILL.

The Hon'ble Mr. ILBERT presented the Report of the Select Committee on the Bill to confirm and give effect to an award made by His Excellency the

Viceroy and Governor General regarding certain matters in dispute between Sardár Bikráma Singh and the Kapurthhala State.

### EMIGRATION BILL.

The Hon'ble Mr. ILBERT also moved that the Hon'ble Mr. Quinton be added to the Select Committee on the Bill to amend the law relating to the Emigration of Natives of India.

The Motion was put and agreed to.

The Council adjourned to Wednesday, the 18th July, 1883.

### D. FITZPATRICK,

The 11th July, 1883.

Secretary to the Government of India, Legislative Department.



## SUPPLEMENT TO

# The Gazette of Andia.

Nº 29.}

CALCUTTA, SATURDAY, JULY 21, 1883.

### OFFICIAL PAPERS.

A Supplement to the Gazette of India will be published from time to time, containing such Official Papers and information as the Government of India may deem to be of interest to the Public, and such as may usefully be made

Non-Subscribers to the Gazette may receive the Supplement separately on a payment of six Rupees per annum if delivered in Calcutta, or nine Rupees if sent by Post.

No Official Orders or Notifications, the publication of which in the Gazette of India is required by Law, or which it has been customary to publish in the Calcutta Gazette, will be included in the Supplement. For such Orders and Notifications the body of the Gazette must be looked to.

### GOVERNMENT OF INDIA. PUBLIC WORKS DEPARTMENT. [TELEGRAPH.]

ABSTRACT OF FOREIGN TRAFFIC FOR THE MONTH OF APRIL 1883.

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## ABSTRACT OF FOREIGN TRAFFIC WITH INDIA BY THE INDO-EUROPEAN AND RED SEA ROUTES FOR THE MONTH OF APRIL 1883.

A	ROUTE,				MESSAGES BY 1 LUSIVE OF TRAN	Percentage of Number.			
			•	To India,	From India.	TOTAL.	To India.	From India,	TOTAL.
INDO-EUROPEAN ! "	Ceheran Curkey an Gulf viá Karachi Sucz	Ag .		2,383 96 52 4,335	3,403 67 48 4,233	5,786 163 100 8,568	34·71 1·40 0·76 63·13	43:90 0:87 0:62 54:61	39·58 1·12 0·68 58·62
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### DEPARTMENT OF FINANCE AND COMMERCE.

SUPPLEMENT TO THE STATEMENT OF PRICES CURRENT OF FOOD-GRAINS FOR THE 1st HALF OF JUNE 1883, PUBLISHED IN PAGES 1312 AND 1313 OF SUPPLEMENT TO THE "GAZETTE OF INDIA," DATED 14th JULY 1883.

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### GOVERNMENT OF INDIA.

## PUBLIC WORKS DEPARTMENT. RAILWAY TRAFFIC.

No. XXIII of 1883.

### • APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

*			mean open.	RECEIPTS I	POR 17TH	mean open.	RECEIPTS :		TOTAL RECEIP		TOTAL RECEI			
	st return	Railways.	th op-	JUNE 188	2.	h ope	JUNE 188	33.	JUNE 18	82,	JUNE 1	883.	Total Increase	Total Decrease
			Total length	Total.	Per mile open	Total length	Total.	Per mile open.	Total.	Per mile open per week.	Total,	Permile open per week.	in 1883-84.	in 1883-84.
23rd	June 1883	Garanteed. Eastern Bengal	172	# 72,879	₽ 424	207	# 82,003	₹ 396	# 7,86,497	₹ 410	# 10,01,726	R 440	# 2,15,229	# # 
16th	ditto .	Oudh and Rohilkhund	547	95,472	175	547	1,15,293	211	12,89,836	211	15,19,748	253	2,29,912	
23rd	ditto .	Sind, Punjab & Delhi .	676	2,19,338	324	748	3,05,349	408	21,88,843	290	27,08,997	883	5,20,154	***
16th	ditto .	Madras	858	1,43,798	168	861	1,28,143	149	15,43,575	162	14,50,767	153		92,808
16th	ditto .	South Indian	655	89,681	137	655	76,218	116	8,85,206	121	8,73,049	121	*	12,157
23rd	ditto .	Great Indian Peninsula	1,458	4,48,553	308	1,458	6,86,243	471	97,64,591	605	1,06,60,308	665	8,95,717	
<b>16</b> th	ditto .	Bombay, Baroda and Central India	461	2,25,581	189	461	2,63,657	572	30,05,570	585	34,09,353	672	4.03,783	
		TOTAL .	4,827	12,95,302	268	4,937	16,56,906	336	1,94,64,118	363	2,16,23,948	399	21,59,830	
23rd	June 1883	State. East Indian	1,507	8,78,760	583	1,509	11,04,475	732	1,00,51,512	598	1,18,13,336	712	17,61,824	
16th	ditto .	Calcutta and South- Eastern	33	2,313	70	56	5,780	103	36,670	113	65,618	117	28,948	
23rd	ditto .	Nalhati	27	1,305	48	27	1,724	64	15,661	52	18,497	62	2,836	
16th	ditto .	Northern Bengal .	233	36,300	156	230	36,000	157	4,01,689	155	4,38,102	173	36,413	733
23rd	ditto .	Tirhoot	85	11,111	131	166	17,783	107	1,51,002	160	1,97,278	110	46,276	117.00
	May 1883	Patna-Gya	57	9,282	163		(a)		(6)77,336	190	(c)78,420	197	1,084	
23rd .	June 1883	Muttra-Hathras	29	1,737	60	29	2,478	85	27,208	84	29,708	93	2,500	- 4
23rd	ditto .	Cawnpore-Furrakhabad	87	6,096	70	87	7,464	86	73,765	76	74,990	78	1,225	
23rd	ditto .	Dildarnagar-Ghazipur	12	908	76	12	981	82	13,028	97	13,939	106	911	
23rd	ditto .	Rajputana-Malwa .	1,117	2,22,255	199	1,117	2,74,250	246	25,31,827	204	30,80,551	251	5,48,724	
23rd	ditto .	Wardha Coal	45	7,671	170	45	10,546	234	1,48,797	297	1,80,595	865	31,798	
23rd	ditto .	Nagpur & Chhattisgarh	98	6,023	61	149	24,041	161	1,96,145	180	4,94,844	302	2,98,699	-to
23rd	ditto .	Rangoon and Irrawad- dy Valley	161	23,662	147	161	20,981	130	3,86,936	216	3,72,144	210		14,792
23rd	ditto .	Sindia	75	6,005	80	75	6,228	83	71,539	85	71,400	87		139
23rd	ditto .	Punjab Northern .	412	55,633	185	419	53,730	128	6,64,509	151	6,67,567	144	3,058	
23rd	ditto .	Indus Valley and Kan- dahar	660	81,601	124	660	2,17,073	329	9,06,669	123	17,70,190	244	8,63,491	
23rd	ditto .	Muttra-Achnera .	23	1,187	51	23	1,210	52	13,698	53	17,362	69	3,664	
16th	ditto :	Kaunia-Dhurla	32	1,224	38	32	1,773	55	18,705	53	21,829	62	3,124	
23rd	ditto .	Rewari-Ferozepore .		***		89	8,940	100	127		74,481	76	74,481	
	A.	TOTAL .	3,186	4,74,313	145	3,377	6,90,982	205	57,85,214	162	76,67,515	203	19,32,301	•
ch S	June 1883	Native States. Bhavnagar-Gondal .	194	18,700	96	193	19,945	103	2,97,568	138	3,32,021	156	34,458	
23rd	ditto .	Nizam's	121	14,326	118	121	15,409	127	1,86,008	138	1,68,886	127	"	17,122
16th	ditto .	Mysore	86	4,046	47	86	4,960	58	54,986	57	55,626	59	640	1
23rd	ditto .	Jodhpore				19	550	29			8,425	40	. 8,425	
	THE REAL PROPERTY.	TOTAL .	401	37,072	92	419	40,864	98	5,38,562	120	5,64,958	123	26,396	
		GRAND TOTAL	9,921	26,85,447	271	19,242	34,93,227	342	3,57,89,406	325	4,16,69,757	368	58,80,351	
G	ROSS EST	IMATEL EXPENSES .							1,64,63,127	149	2,00,01,483	177	<i>j</i> ···	rec .
100		NET RECEIPTS .			***				1,93,26,279	176	2,16,68,274	191	23,41,995	

(a) Return not received.

(b) Total receipts from 1st April to 20th May 1882

(c) Total receipts from 1st April to 19th May 1883,

R. A. SARGEAUNT, Major, R.E.,

Simla, The 14th July 1883. . Offg. Under-Secretary.

No. XXIV of 1883.

## APPROXIMATE STATEMENT OF GROSS RECEIPTS AND EXPENSES OF INDIAN RAILWAYS.

		mean open.	RECEIPTS FOR	PT II	mean open.	RECEIPTS FOI ENDING 23 JUNE 188	an	TOTAL RECEIP 1ST APRIL TO JUNE 18	o 24ru	TOTAL RECRIP 18T APRIL TO JUNE 18	23RD	Total Increase in	Total Decrease in
Latest return received	Railways.	Total length o	Total.	Per mile open	Total length	Total,	Per mile open	Total.	Per mile open per week.	Total,	Per mile open per week.	1883-84.	1883-84.
23rd June 1883	Guaranteed. Eastern Bengal	172	₽ 83,381	R 485	207	R 82,768	₩ 400	# 8,69,878	₹ 416	**************************************	# 437	# 2,14,616	# ···
23rd ditto .	Oudh and Rohilkhund.	547	79,069	145	547	1,12,378	205	13,68,905	206	16,32,126	249	2,63,221	
23rd ditto .	Sind, Punjab and Delhi	676	1,81,789	269	748	3,14,892	421	23,70,632	289	30,18,970	340	6,48,338	
23rd ditto .	Madras	858	1,43,500	167	861	1,18,571	138	16,87,074	162	15,69,338	159		1,17,736
23rd ditto .	South Indian	655	81,435	124	655	76,422	117	9,66,641	122	9,50,038	121	4	16,603
30th difto .	Great Indian Peninsula	1,458	5,35,053	367	1,458	5,35,628	367	1,02,99,648	585	1,11,88,162	639	8,98,519	
23rd ditto .	Bombay, Baroda and Central India	461	2,01,318	437	461	2,37,824	516	32,06,888	573	86,47,177	659	4,40,289	\$
	TOTAL .	4,827	13,05,545	270	4,937	14,78,483	299	2,07,69,661	355	2,30,90,305	390	23,20,644	
30th June 1883	State. East Indian	1,507	8,06,310	535	1,509	11,34,814	752	1,08,57,822	594	1,29,48,150	715	20,90,328	
16th ditto .	Calcutta and South- Eastern	53	7,486	227		(a)		(8)36,670	113	(c)65,618	177	28,948	
30th ditto .	Nalhati	27	1,466	54	27	1,551	57	17,127	52	20,018	62	2,921	200
16th ditto .	Northern Bengal.	233	47,275	203		(a)		(b)4,01,689	155	(c)4,38,102	173	36,413	
30th ditto .	Tirhoot	85	8,144	96	166	5,919	36	1,59,146	154	2,03,292	104	44,146	11.4
26th May 1883	Patna-Gya	57	7,867	138		(a)		(d)85,832	185	(e)86,503	190	671	
30th June 1883	Muttra-Hathras	29	1,498	52	29	2,335	81	28,707	. 81	32,044	92	2,337	. 4
30th ditto .	Cawnpore-Furrakhabad	87	5,646	65	87	7,665	88	79,411	75	82,656	79	8,245	75
30th ditto .	Dildarnagar-Ghazipur.	12	820	68	12	910	76	13,848	95	14,874	103	1,026	
30th ditto .	Rajputana-Malwa .	1,117	2,15,095	193	1,117	2,66,350	238	27,46,922	202	33,31,000	249	5,84,078	. "
30th ditto .	Wardha Conl	45	9,312	207	45	9,663	215	1,58,109	289	1,90,654	353	\$2,545	angles.
30th ditto .	Nagpur and Chhattis-	98	6,363	65	149	16,093	108	2,02,508	170	5,10,938	286	3,08,430	
30th ditto .	Rangoon and Irrawaddy Valley	161	23,593	147	161	20,771	129	4,10,529	210	3,92,440	203		18,089
30th ditto .	Sindia	75	7,051	94	75	6,875	92	78,590	86	78,690	87	100	
30th ditto .	Punjab Northern	412	55,556	135	419	56,453	135	7,20,065	150	7,24,020	143	3,955	
30th ditto .	Indus Valley and Kandabar	660	1,12,325	170	660	2,15,717	327	10,18,724	127	20,06,714	253	9,87,990	. •
30th ditto .	Muttra-Achnera	23	1,268	55	23	1,136	49	14,966	54	18,492	67	3,526	
30th ditto .	Kaunia-Dhurla	32	1,133	35	32	1,673	52	19,838	51	23,561	61	8,723	
30th ditto .	Rewari-Ferozepore .				89	7,070	79			76,322	71	76,322	
	TOTAL .	3,186	5,11,598	161	3,091	6,20,181	201	61,92,681	161	82,95,968	202	21,03,287	
23rd June 1883	Native States, Bhavmgar-Gondal .	194	15,125	78	193	14,823	77	3,12,694	133	3,51,424	152	38,730	
23rd ditto .	Nizam's	121	19,322	160	121	15,153	125	2,05,330	140	1,84,108	127		21,222
16th ditto .	Mysore	86	5,266	61		(a)		(0)54,986	57	(c)55,626	59	640	
30th ditto .	Jodhpore	(f)3	(g)6		19	770	41	(g) 6		9,267	41	9,261	
	TOTAL .	404	39,719	98	833	30,746	92	5,73,016	118	6,00,425	119	27,409	
e Drawarii	GRAND TOTAL .	9,924	26,63,172	268	9,870	32,64,224	331	3,83,93,180	320	4,49,34,848	364	65,41,668	
GROSS EST	MATED EXPENSES .							1,76,60,863	147	2,15,68,727	175		
	NET RECEIPTS .							2,07,32,317	173	2,33,66,121	189	26,33,804	

R. A. SARGEAUNT, Major, R. E., Offq. Under-Secretary.

SIMLA, The 14th July 1883.

 ⁽a) Return not received.
 (b) Total receipts from 1st April to 17th June 1882.
 (c) Total receipts from 1st April to 18th June 1883.
 (d) Tetal receipts from 1st April to 27th May 1882.

 ⁽e) Total receipts from 1st April to 56th May 1883.
 (f) 10 miles opened on 25th June 1882.
 (g) The receipts for one day ending 24th June 1882.

#### GOVERNMENT OF INDIA.

### HOME DEPARTMENT.

RULES FOR THE FILLING UP OF VACANCIES IN THE CLERICAL ESTAB-LISHMENTS OF THE SECRETARIAT OFFICES OF THE GOVERNMENT OF INDIA, AND THE DEPARTMENTS DIRECTLY ATTACHED TO THEM, BY COMPETITIVE EXAMINATION.

### No. 953-963

Extract from the Proceedings of the Government of India, in the Home Department (Public), under date Simla, the 19th July 1883.

### Read again-

Home Department Resolution Nos. 31-1161-66, dated the 21st July 1880, on the subject of raising the standard of ability among clerks attached to the Secretariats connected with the Government of India.

### Read-

Home Department Resolution Nos. 31—1298-1308, dated the 31st August 1882. Home Department Resolution No. 1847, dated the 24th November 1882. Home Department Resolution Nos. 10-381-390, dated the 12th March 1883.

### OBSERVATIONS.

The Governor General in Council has reconsidered the rules laid down in the Home Department Resolution, Nos. 31—1298-1308, dated the 31st August 1882, for the admission of clerks into the Secretariat Offices attached to the Government of India by a system of competitive examinations, and is pleased to direct the issue and publication of the following revised-

### RESOLUTION.

The Governor General in Council has for some time past had under consideration the question of the best mode of filling up vacancies in the clerical establishments of the Secretariat Offices of the Government of India, and securing a reasonably high standard of qualification among the assistants employed.

- The recognised difficulty in all Government Offices is to obtain men fit for the superior duties, such as those of drafting, précis-writing, preparing statistical returns, and the like. The pay provided for the superior appointments is in itself sufficient to give adequate remuneration for the proper performance of duties of this class; but the complaint is general that the standard of work done is at present often very inferior. It has been too much the rule to promote men from the lower grades as a matter of course; and as no test of qualification is applied either on admission to those lower grades, or on advancement beyond them, promotion has come to depend at least as much on seniority and the absence of misconduct as upon any merit or positive fitness for superior duty.
- 3. The Governor General in Council has decided that the first step towards reform must be to draw a marked line of distinction between the superior and inferior classes of appointments, and that for this purpose the Secretariat Clerical Service shall for the future be separated into an Upper and a Lower Division,—the former comprising all appointments the pay of which is Rs. 200 and upwards, the latter all appointments (other than those of mere copyists) the pay of which is below that sum. No clerk will be entitled to promotion from the Lower to the Upper Division as a matter of course, or otherwise than in accordance with the rules laid down in this Resolution.
- 4. As regards the mode of recruiting both Upper and Lower Divisions, the Governor General in Council has come to the conclusion that the only satisfac-

* Except in the case of the appointments of Registrars of Offices, Superintendents of Branches, or Head Assistants, for filling up which an absolute power of selection must remain with the Head of the Office concerned,

tory principle to follow is that of free and open competition, modified as regards the Upper Division by conditions favourable to persons at the present time actually * to persons at the present time actually

serving in the Lower Division. The plan of filling up vacancies in the Government Offices by competitive examination has worked satisfactorily in the Home Civil Service, and in the few instances where it has been tried in this country. It does away at once with many abuses and difficulties, and seems peculiarly adapted to the circumstances of Indian Offices, the responsible heads of which have necessarily no intimate acquaintance with the personal qualifications of candidates for admission, and are driven to rely upon the partial recommendations of subordinates or the certificates of irresponsible outsiders.

- 5. It has therefore been determined for the future to hold in Calcutta, and such other places as may be hereafter appointed for the purpose, an examination on the 15th January of each year (or on the day following if the 15th be 2 holiday) for the purpose of selecting candidates for appointments in the Secretariat Offices of the Government of India. The arrangements for the examinations will be made by the Board of Examiners, Fort William, who will be assisted by paid examiners, and act in communication with the Secretary to the Government of India in the Home Department.
  - The nature of the examination will be as follows:—

### A .- For all candidates.

(1) Dictation and Handwriting.

This will be a preliminary test, which all candidates, whether for the Upper or Lower Division, must satisfy. No marks will be assigned; but a high standard of proficiency will be insisted upon. The papers of candidates will be examined as soon as possible after this examination, and the examiners will require any candidate who fails to pass this test to withdraw, from the further examination.

### B.—For candidates for appointments in the Upper Division.

Marks.

- *(1) Arithmetic, Algebra, and the Geometry of the Straight Line and Circle ... 500

  Two papers will be set of a character to test intelligence and application
  of knowledge rather than memory and acquaintance with book-work.
- (2) History (English and Indian) and Geography ... ... 500

  Two papers will be set in these subjects.
- (3) English Composition ... ... ... 500
- (4) Précis-writing and letter-drafting ... ... 500

No candidate will be credited with marks in any subject unless he obtains at least one-sixth of the full number of marks for that subject. Subject to this proviso, successful candidates will be placed in the order of their aggregate of marks.

### C .- For candidates for appointment in the Lower Division.

Marks

- *(1) Arithmetic; Algebra up to Quadratic Equations (inclusive); Euclid, 500

  Books I—IV (Book work and riders).

  Two papers will be set.
- (2) History (English and Indian) and Geography ... ... 500
  Two papers will be set.
- (3) English Composition ... ... ... ... ... 500
- (4) Docketing and letter-drafting ... ... 500

In subjects (1), (2), and (3) any candidate obtaining less than one-fourth of the full marks will be disqualified. In subject (4) no candidate will be credited with marks unless he obtains at least one-sixth of the total number; but

^{*} Candidates will not be eligible for the Lower Division of the Financial Department, for the Office of the Accountant General, Public Works Department, or for the Office of the Director General of Railways, unless they obtain at least one-third of the full number of marks in this subject.

The Financial Department further reserves the right of requiring that in any year 500 extra marks shall be assigned by the examiners for special proficiency in mathematics, or that an extra paper shall be set in that subject carrying that number of marks. These marks will not be counted in the aggregate of marks regulating the placing of successful candidates, but the Financial Department will be guided in its selection of candidates by the number of such extra marks obtained, and may select a candidate not on the list of successful candidates on the ground of his special proficiency in mathematics as ascertained by the award of such extra marks. Notice of the intention of the Financial Department to avail itself of this provision will be given before each annual examination.

failure will not disqualify a candidate. Subject to these conditions, successful candidates will be placed in the order of their aggregate of marks.

Every candidate for an appointment in the Lower Division must send written application for permission to appear at the examination to the

[FORM.]

To the Secretary to the Board of Examiners,

Fort William.

SIR.

I request permission to present myself at the ensuing examination of candidates for appointments in the Lower Division of Government Clerkships. If successful, I should elect to serve in the office of A treasury receipt for the fee of Rs. 10 is forwarded herewith.

I am, &c.

Secretary to the Board of Examiners between the 1st and 15th days of December (inclusive). The application should be in the form given on the margin, and be accompanied by a treasury receipt for the sum of Rs. 10, which the candidate is required to pay into the treasury nearest his place of residence, by way of examination fee. With the application must also be forwarded-

(1) Evidence that the candidate is not less than 18 and not more than 24 years of age.

- (2) A certificate that the candidate is of good moral character from the head of the institution in which he has last been educated, or (when a year or more has elapsed since his education terminated) from some respectable householder, to whom he is well known in private life, and who is himself personally known to the head of some Government Office,—this last fact being certified by the countersignature of the officer in question.
- Every candidate for an appointment in the Upper Division must FORM.

To the Secretary to the Board of Examiners, Fort William.

I request permission to present myself at the ensuing examination of candidates for appointments in the Upper Division of Government Clerkships. If successful, I should elect to serve in the office of the . A treasury receipt for the fee of Rs. 20 is forwarded herewith.

I am, &c.

in the same way send a written application for permission to appear at the examination to the Secretary to the Board of Examiners between the dates above specified. The application should be in the form given on the margin, and be accompanied by a treasury receipt for the sum of Rs. 20 by way of examination fee. Candidates must forward with the applica-

tion the evidence of age and the certificate of moral character prescribed in paragraph 7 above.

- 9. The number of candidates to be selected by the Examiners for each Division will be notified in the Gazette of India by the Home Department on or before the 30th November. This number will be determined, in communication with the heads of the offices concerned, with reference to the number of vacancies existing or estimated as likely to occur within the course of the following year (and which it is not intended to fill under the provisions of paragraphs 12 or 13 below), plus a margin of 10 per cent. for casualties. In each year after the first the number of appointments to be notified will be reduced by the number of selected candidates remaining on the list from former years who may not yet have received appointments.
- Persons who have at any time held a permanent appointment in any of the offices affected by the Resolution, but who may have lost such appointment owing to its abolition or on reduction of establishment, may present themselves for examination under these rules without payment of fee, provided they are under 40 years of age.
- 11. Clerks in the Lower Division of an office who are under 40 years of age, may, with the permission of the head of the office, present themselves for examination for appointments in the Upper Division without payment of fee.
- 12. Except as provided in paragraph 13 below, there will, after the 1st April 1887, be no promotion from the Lower to the Upper Division. But (to meet the case of clerks who are at the date of the issue of this Resolution serving in the Lower Division) up to the 1st April 1887 every alternate vacancy in the Upper Division of an office may be filled by the head of the office, by the promotion of clerks who were serving in the Lower Division of that office on the 1st January 1883, in accordance with the results of a departmental examination or otherwise as the head of the office may think fit.

- 13. After the 1st April 1887, every third vacancy occurring in the Upper Division of an office may be filled up by the head of the office, if he thinks fit, in accordance with the results of a departmental examination of clerks already in the Lower Division of that office.
- As soon as practicable after the open competitive examinations, the Board of Examiners will report the result to the Home Department, which will circulate a list of selected candidates to the heads of the offices concerned. Candidates will be given their choice of Departments as far as possible, and the Home Department will intimate such choice, if made, to the head of each office, who will offer the vacant appointments at his disposal to the candidates electing his office in the order in which they stand on the list, and thereafter to the other candidates in the same order, through the Home Department. It will be open to the head of an office to select in preference to other successful candidates for the Upper Division any candidate on the list of selected candidates who already belongs to the Lower Division of that office. Priority of selection as between the heads of different offices will be regulated by such orders as the Governor General in Council may from time to time make in this behalf. In the case of the Foreign Office, the Secretary will be at liberty to select any candidate on the list. No candidate not already in Government service should, however, be actually employed in any office unless he produces a certificate from a Government Medical officer of or above the rank of Assistant Surgeon that he is in good health and of a sound constitution. It will be open to a selected candidate to decline any particular appointment offered him, and his name will not on that account be removed from the list; but the name of no outside candidate will be retained on the list for either division after he has attained the age of 25 years, or for more than two years after the date. of his being entered as a selected candidate.
- 15. All selected candidates receiving appointments will be on probation for twelve months; and if at the close of that period their work has not been found to give satisfaction, they will receive their discharge, and will have no claim to gratuity or compensation on that account. This rule will not apply to clerks selected for the Upper Division who were previously permanent clerks in the Lower Division.
- 16. Candidates accepting appointments must understand that their future promotion in their office within the Division to which they belong will depend entirely upon their work and merits. No clerk will have any claim as of right to rise beyond the grade upon which he may have been brought in, though in ordinary course clerks who satisfy the head of their Office will receive promotion to vacancies in the Division as they occur, new entrants being, as a rule, though not as a matter of course, brought in on the lower grades.
- 17. Transfers from the Upper Division of one Government Office to that of another, or from the Lower Division of one Office to that of another, may be arranged by the heads of the offices concerned; but no transfer by arrangement from the Lower Division of one Office to the Upper Division of another can be allowed in future.
- 18. These orders will apply to the Secretariat Offices of the Government of India, and the Offices of—

The Sanitary Commissioner with the Government of India.

The Surgeon-General with the Government of India.

The Inspector General of Forests.

The Accountant General, Public Works Department.

The Director General of Railways.

The Surveyor General of India.

The Superintendent of the Geological Survey.

The Meteorological Reporter to the Government of India.

The Accountant General, Military Department.

The Commissary General.

The Inspector General of Ordnance,

The Surgeon-General, Her Majesty's Forces.

The Director General of Telegraphs.

• 19. On the occurrence of any vacancy hereafter in any office to which this Resolution applies, when no candidate qualified under these rules is available to fill such vacancy, temporary arrangements may be made by the Head of the Office to carry on the work until the results of the next examination are known.

ORDER.—Ordered, that a copy of the above Resolution be forwarded for surgeon-General with the Government of India.
Sanitary Commissioner with the Government of India.
Secretary to the Board of Examiners.
Register of the Calcutta University.

The copy of the above Resolution be forwarded for information and guidance to all the Departments of the Government of India and to the Heads of Offices* under the Home Department, and that the Resolution be published in the Supplement to the Gazette of India.

FEES TO BE CHARGED AND FORMS TO BE USED BY NOTARIES PUBLIC APPOINTED UNDER THE NEGOTIABLE INSTRUMENTS ACT, XXVI OF 1881.

No.  $\frac{17}{1090-1039}, \ dated Simla, the 19th July 1883.$ 

From—A. Mackenzie, Esq., Secretary to the Government of India, To—All Local Governments and Administrations.

I am directed to forward, for adoption, the accompanying table of fees, which have been approved by the Governor General in Council, to be charged by persons appointed to perform the functions of Notaries Public under the Negotiable Instruments Act, XXVI of 1881. I am to add that Government servants who are appointed Notaries Public should not be allowed to appropriate such fees as they may receive in that capacity, but should credit them to Government. I am also to forward a set of eleven forms for use by Notaries Public appointed under the Negotiable Instruments Act.

- 2. The Act only requires Notaries Public to register the declarations of acceptors or payers for honour (sections 109 and 113); but the Governor General in Council considers it desirable that the Notaries Public appointed under the Act should, following the practice existing in the Presidency Towns, also register notings and protests made by them. No particular form of register is necessary for these purposes. It will be sufficient if each Notary Public be instructed to keep a substantial blank book in which to enter copies of all the letters he may write presenting bills for acceptance or payment; of all bills noted or protested, or accepted or paid for honour, together with all endorsements thereon (including that made by himself, to the effect that the bill has been noted or protested for non-payment or non-acceptance); of all protests made by himself and of all declarations made by acceptors or payers for honour. It will further be necessary that the Notary should, after examination of each entry in the book, affix his signature thereto.
- 3. Lastly, I am to point out that Notaries Public appointed under the Act ought to have a seal. A plain circular seal with the name of the Notary and the circumscription "Notary Public" is all that appears to be required.
  - 4. This circular and annexures will be published in the Gazette of India.

Table of fees to be charged by persons appointed by the Governor General in Council under Section 3 of the Negotiable Instruments Act, 1881, to perform the functions of a Notary Public under that Act.

TABLE.

• 1. For noting an instrument

		Rs.
	If the amount of the instrument does not exceed Rs. 200	1
38	If it exceeds Rs. 200, but does not exceed Rs. 1.000	2
	If it exceeds Rs. 1,000, but does not exceed Re. 5,000	3
	If it exceeds Rs. 5,000, but does not exceed Rs. 20,000	5
	If it exceeds Rs. 20,000, but does not exceed Rs. 30,000	6
	If it exceeds Rs. 30,000, but does not exceed Rs. 50,000	7
	If it exceeds Rs. 50,000	8
		В

2.	For protesting an instrument—				Rs.	
	If the amount of the instrument does not exceed Rs. 200				5	
	If it exceeds Rs. 200, but does not exceed Rs. 1,000			345	6	
7.5	If it exceeds Rs. 1,000, but does not exceed Rs. 5,000		1		7	
	If it exceeds Rs. 5,000, but does not exceed Rs. 20,000				10	7
	If it exceeds Rs. 20,000, but does not exceed Rs. 30,000				11	
	If it exceeds Rs. 30,000, but does not exceed Rs. 40,000				12	
	If it exceeds Rs. 40,000, but does not exceed Rs. 50,000				13	
	If it exceeds Rs. 50,000, but does not exceed Rs. 60,000				14	
	If it exceeds Rs. 60,000, but does not exceed Rs. 70,000				15	
	If it exceeds Rs. 70,000, but does not exceed Rs. 80,000				16	
7.3	If it exceeds Rs. 80,000, but does not exceed Rs. 90,000	19.1			17	
	If it exceeds Rs. 90,000, but does not exceed Rs. 1,00,000				18	
	If it exceeds Rs. 1,00,000			• •	22	
3.	For recording an acceptance or payment for honour				2-8	

4. Duplicate protests, half the charge for the original.

### I.

### FORM OF NOTING.

(SEE SECTION 99.)

(To be made upon the instrument, or upon a paper attached thereto, or partly

Date of dishonour

Reason, if any, assigned for dishonour (or, if the instrument has not been expressly dishonoured, reason why holder treats it as dishonoured).

> (Signed) A. B.,

> > Notary Public.

Notary's Charges.

### II.

### FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-ACCEPTANCE.

(SEE SECTION 101.)

Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable , in British India, at the , in the Presidency of Instruments Act, 1881, of request of C. D., of , did on the day of 188, at , demand acceptance of the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") from E. F., to which demand he made answer (state terms of the answer, if any) (or "to which demand he gave no answer"); wherefore 1 now, in the presence of M. N. and O. P., witnesses, do protest the said bill of exchange. , did on the day of exchange.

(Signed) A. B.,

Notary Public.

 $\begin{pmatrix} M. & N. \\ O. & P. \end{pmatrix}$  Witnesses.

Note.—When, after a bill is protested and before the protest is drawn up, it is accepted for honour, the protest should further state the name of the person by whom, of the person for whom, and the manner in which, such acceptance was offered and effected.

### . III.

### FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-ACCEPTANCE WHEN THE DRAWEE CANNOT BE FOUND.

(SEE SECTION 101.)

Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable Instruments Act, 1881, of , in the Province of in British India, at the request of C. D., of , did on the day of , 188, , make reasonable search at for E. F., in order to demand from him acceptance of the bill of exchange hereto annexed (or "a literal transcript whereof and of everything").

weitten or printed thereupon is hereto annexed"), but was unable to find him there; wherefore I now, in the presence of M. N. and O. P., witnesses, do protest the said bill of exchange.

(Signed) A. B.,

Notary Public.

 $\begin{pmatrix} M, N, \\ O, P. \end{pmatrix}$  Witnesses.

Note.—When, after a bill is protested and before the protest is drawn up, it is accepted for honour, the protest should further state the name of the person by whom, of the person for whom, and the manner in which, such acceptance was offered and effected.

### IV.

## FORM OF PROTEST OF PROMISSORY NOTE OR BILL OF EXCHANGE FOR NON-PAYMENT.

(SEE SECTION 101.)

Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable Instruments Act, 1881, of , in the Presidency of , in British India, at the request of C. D., of , did on the day of , 188 , at

request of C. D., of , did on the day of , 188, at , demand payment of the promissory note (or "bill of exchange," as the case may be) hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") from E. F., to which demand he made answer (state the terms of his answer, if any) (or "to which demand he gave no answer"); wherefore I now, in the presence of M. N. and O. P., witnesses, do protest the said promissory note (or "bill of exchange," as the case may be).

(Signed) A.B.,

Notary Public.

O. O. P. Witnesses.

Note.—When, after a bill is protested and before the protest is drawn up, it is paid for honour, the protest should further state the name of the person by whom, of the person for whom, and the manner in which, such payment was offered and effected.

### V.

PROTEST OF PROMISSORY NOTE OR BILL OF EXCHANGE FOR NON-PAY-MENT, WHEN THE MAKER, DRAWEE OR ACCEPTOR (AS THE CASE MAY BE) CANNOT BE FOUND.

(SEE SECTION 101.)

Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable Instruments Act, 1881, of , in the Presidency of , in British India, at the request of C. D., of , did on the day of 188 , make reasonable search at for E. F., in order to demand from him payment of the promissory note (or "bill of exchange," as the case may be) hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed"), but was unable to find him there; wherefore I now, in the presence of M. N. and O. P., witnesses, do protest the said promissory note (or "bill of exchange," as the case may be).

(Signed) A. B.,

Notary Public

 ${0, N. \atop 0, P.}$  Witnesses.

Norn.—When, after a bill is protested and before the protest is drawn up, it is paid for honour, the patest should further state the name of the person by whom, of the person for whom, and the manner in which, such payment was offered and effected.

Instruments Act, 1881, of

### VI.

### FORM OF PROTEST OF BILL OF EXCHANGE FOR BETTER SECURITY.

(SEE SECTION IO1.) Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable , in the Presidency of , in British India, at the reday of 188 , did on the , at

quest of C. D., of better security for the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed threupon is hereto annexed") from E. F., in consequence of his having become insolvent (or "his credit having been publicly impeached," as the case may be), to which demand he made answer (state the terms of his answer, if any) (or "to which demand he gave no answer"); wherefore I now, in the presence of M. N. and O. P., witnesses, dr protest the said bill of exchange.

(Signed) A. B.,

Notary Public.

M. N. Witnesses.

Note.—When, after a bill is protested and before the protest is drawn up, it is accepted for honour, the protest should further state the name of the person by whom, of the person for whom, and the manner in which, such acceptance was offered and effected.

### VII.

### FORM OF PROTEST OF BILL OF EXCHANGE FOR BETTER SECURITY WHEN THE ACCEPTOR CANNOT BE FOUND.

(SEE SECTION 101.)

Know all men that I, A. B., a Notary Public appointed under section 3 of the Negotiable Instruments Act, 1881, of , in the Presidency of , in British India, at the request of C. D., of , did on the day of , 188 , make reasonable search at for E. F., in order to demand better security for the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or a literal transcript whereof and of everything written or the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof and of everything written or the literal transcript whereof everything writeral transcript whereof everything written or the literal transcript whereof e printed thereupon is hereto annexed "), in consequence of his having become insolvent (or "his credit having been publicly impeached," as the case may be), but was unable to find him there; wherefore I now, in the presence of M. N. and O. P., witnesses, do protest the said billof exchange.

(Signed) A. B.,

Notary Public.

Witnesses.

Note.—When, after a bill is protested and before the protest is drawn up, it is accepted for honour, the protest should further state the name of the person by whom, of the person for whom, and the manner in which, such acceptance was offered and effected.

### VIII.

### FORM OF NOTICE OF PROTEST TO DRAWER TO BE GIVEN BY A NOTARY PUBLIC.

(SEE SECTION 102.)

Take notice that a bill of exchange for Rs. drawn by you under date the and payable at has been dishonoured by on non-acceptance (or non-payment, as the case may be) and protested, and that you are held responsible therefor.

(Signed) A. B.,

Motary Public.